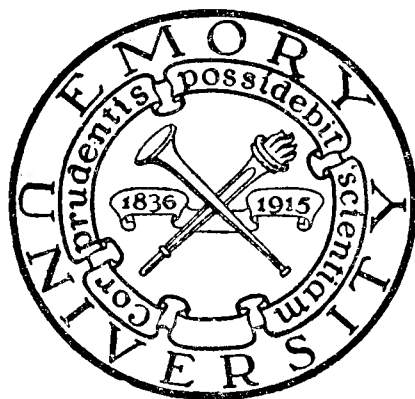


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JOURNAL  
OF THE  
House of Representatives  
OF THE  
STATE OF GEORGIA,  
AT THE  
ANNUAL SESSION  
OF THE  
GENERAL ASSEMBLY,  
COMMENCED AT MILLEDGEVILLE,  
November 1st, 1866.

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Macon, Ga.:

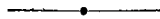
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MILLEDGEVILLE, GA.,  
THURSDAY, NOVEMBER 1ST, 1866.

At a session of the General Assembly of the State of Georgia, begun and holden at the State House in the city of Milledgeville, in the county of Baldwin, on the first day of November, in the year of our Lord eighteen hundred and sixty-six, the Hon. Thomas Hardeman, Speaker of the House of Representatives, took his seat, and called the House to order.

The Clerk proceeded to call the roll of members, when a quorum answered to their names, to-wit :

Baynes,	Dickson, of Walker,	Glenn,
Benson,	Dixon, of Macon,	Green,
Boyd,	Dodson,	Harden,
Bragg,	Dodds,	Harlan,
Brown, of Early,	Dorsey,	Hicks,
Brown, of Houston,	DuBose,	Hill,
Brock,	Edge,	Hollis,
Burch,	Ellington,	Howard, of Bartow,
Cabaniss,	Evans,	Howard, of
Cameron,	Fincannon,	Lumpkin,
Candler,	Ford,	Hodges,
Colley,	Frazer,	Humphreys,
Dart,	Gibson,	Hughes, of Union,

Johnson, of Forsyth,	Moughon,	Stallings,
Johnson, of Henry,	Oates,	Stapleton,
Jones, J. B., of	Phillips,	Starr,
Burke,	Quillian,	Stanton,
Kibbee,	Ragsdale,	Swearingen,
Maddox, of Fulton,	Redwine,	Thomas,
Mallard,	Rhodes,	Tucker,
Martin,	Robertson, of	Umphrey,
McCullough,	Walton,	Vason,
McCutchen,	Robson,	Wicker,
McDowell, of Pike,	Rogers,	Williams, of Bryan,
McDougald,	Sale,	Wilkinson,
Mizell,	Scandrett,	Winningham,
Morris, of Franklin,	Sharp,	Woods, of Floyd,
Morrow,	Shaw,	Woodward,
Mitchell, of	Simms, of Bartow,	Womble,
Gwinnett,	Snead,	Mr. Speaker.

The Honorable W. H. Peebles, a newly elected member from the county of Henry, appeared, produced his credentials, and, having taken the oath prescribed by the Constitution of the State, took his seat.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* I am instructed by the Senate to inform the House of Representatives, that the Senate have convened in annual session, and a quorum being present, they are now ready to proceed to business.

The Senate have agreed to a resolution appointing a committee, consisting of Messrs. Gresham, Moore and Owens, to join such committee as may be appointed on the part of the House of Representatives, to wait upon his Excellency, the Governor, and to notify him that the General Assembly have convened in annual session, and are now ready to receive any communication which he may desire to make.

Mr. MORROW, of Columbia, offered the following resolution, which, on motion, was taken up, read and adopted:

*Resolved,* That the Clerk be directed to inform the Senate that there being a quorum present, the House is now organized and ready to proceed to business.

The House took up the resolution from the Senate appointing a committee to wait upon his Excellency, the Governor, and inform him that both branches of the General Assembly are now organized and ready to receive any communication he may think proper to make, and concurred in the same.

The committee appointed on the part of the House are Messrs. Morrow, Glenn, and Morris, of Franklin.

Mr. MORROW, from said committee, reported that the committee had performed the duty assigned them, and was informed by his Excellency that he would send in his annual message in a few minutes.

Leave of absence was granted to Messrs. Gartrell, of Cobb, Smith, of Hancock, Stanfield, of Tatnall, Cook, of Irwin, Simms, of Newton, Byington, of Clayton, Hockenull, of Dawson, Peeples, of Berrien, McDowell, of Heard, Barnes, of Richmond, Rhodes, of Walker, Woods, of Morgan, Hargett, of Harris, Bragg, of Wilkinson, and McComb, of Baldwin.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* I am directed by the Governor to deliver to the House of Representatives his Annual Message, with accompanying documents.

On motion of Mr. MORRIS, of Franklin, the Governor's Message was taken up and read, and is as follows:

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## MESSAGE.

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EXECUTIVE DEPARTMENT,  
MILLEDGEVILLE, GA., NOVEMBER 1ST, 1866.

*Senators and Representatives:*

Although, during the year now drawing to a close, the seasons have been unpropitious to the husbandman, trade disappointing to the merchant, and the signs of the times discouraging to the patriot, blessings, not wholly "in disguise," have come to all. The true believer recognizes the hand of an over-ruling Providence as well in seeming evil as in positive good.

It becomes all men, of every age and every clime, to accept adversity as merited chastisement, and to propitiate offended Deity by repentance and reform.

### FEDERAL RELATIONS.

Since your last adjournment, little progress has been made either in the reconstruction of a dismembered Government, or in the restoration of material prosperity to that portion of the country desolated by recent civil war. However produced, the fact is indisputable, that the Government of the United States this day stands before the civilized world in the lamentable condition of dismemberment. Four of the thirteen States that originally took part in the formation of the Union, and



six that have been added in the progress of a marvelous development, are now totally excluded from participation in its legislative and administrative functions. It is true that the now excluded States did voluntarily abandon such participation, by what was designed as a peaceful and permanent withdrawal; but the right so to do was denied to them, and upon that question of right the war ensued. The party denying the existence of the right, maintained that the Union was indissoluble by such means, that it still existed in full force, and nothing more was necessary than the suppression of irregular resistance to its authority. That resistance having been suppressed, after a struggle of five years' continuance—the resistants having grounded their arms—submitted in word and act to the authorities of the United States—rescinded all constitutions, ordinances, laws and resolutions asserting independence of, or antagonism to that Government—declared its Constitution their supreme law, and elected Senators and Representatives to the Federal Congress—the logical conclusion from the premises of the victors is, and the practical result should be, that the attempt has failed and that the Union stands unshaken. All that the resistants may have done towards dismemberment, they have undone. The temporary breach they made, they have repaired. Why, then, are they not in the Union as formerly? The answer is, that the dominant States, through their representatives in Congress, positively refuse their admission to the national councils, and the conclusion is inevitable, that from this refusal the present dismemberment results. Reasoning upon their own theory, if the Southern States be not now within the pale of the Union, they have been ejected by this Congress. If they be, their constitutional right of representation is denied them by the same authority.

The President of the United States, second to none in devotion to the Union, though placed during the war, by the intensity of that feeling, in opposition to his native section, consistently illustrates it in restored peace. He distinctly affirms the right of the Southern States to representation in Congress; and, for this adherence to principle, has been abandoned and denounced by those who placed him in power. The Legislative and Executive Departments of the Government are thus brought into conflict, seemingly irreconcilable and daily increasing in bitterness.

The people, too, of the dominant States now wielding the whole power of the Government, are themselves divided; and we, the excluded, against whom they recently presented the unbroken front of relentless war, though now passive and unresisting, have suddenly become to them an apple of discord. In this contest, our position, our motives, and our purposes are severely scrutinized. These are all flagrantly misrepre-

sented by unscrupulous demagogues, and many, very many, well meaning persons are undoubtedly deceived by them.

The pending issue may not find a very early solution. Meantime, we pass through an ordeal thoroughly adapted "*to try men's souls.*" But we must be true to ourselves, to those, who, though not of us, are fighting our battles, and to the country; we must steadily and calmly pursue the course upon which we have started, neither betrayed into error by false representations of the malignant and consequent injurious suspicions of the credulous; nor yielding to humiliating demands, against which justice exclaims and manhood revolts. Pursuing this course, we shall, in time, live down both detraction and delusion, and achieve a moral victory far more enduring and ennobling than any triumph of mere physical force.

#### PROPOSED AMENDMENT OF THE CONSTITUTION.

As germane to the subject already discussed, I call your attention to another proposed amendment of the Constitution of the United States, transmitted to me by the Secretary of State, and accompanying this communication. The fact that your action upon it is thus invoked, imposes on you an obligation to consider it respectfully.

This amendment, designed, like all of recent origin, to operate especially on the Southern States, contains several sections, to some of which I invite special attention.

1. The prominent feature of the first is, that it settles definitely the right of citizenship in the several States, as political communities, thereby depriving them in the future of all discretionary power over the subject within their respective limits, and with reference to their State Governments proper. It makes all persons of color, born in the United States, citizens.

2. The second changes the basis of representation in the popular branch of the Congress and in Presidential electoral colleges. It provides that, in apportioning representation among the States, all persons (except Indians not taxed) shall be taken into the enumeration, unless the elective franchise be denied in any State to any male inhabitants, being citizens of the United States, and twenty-one years of age, or be in any manner abridged (otherwise than as a punishment for crime,) in which event the representation shall be proportionally reduced.

Whether the object in proposing this change be the extension of the elective franchise to persons of African descent, (nearly all of whom are notoriously unqualified for it,) or a further diminution of the already relatively small weight of the Southern States in the administration of the Government, the adoption of this amendment will certainly force upon them a choice between those evils. If the former be the res-

object, the latter alternative must be regarded simply as a penalty for refusing it. In this view, it is not difficult to expose the flagrant injustice of the proposition. Let us consider briefly how the amendment will affect States wherein slavery did not exist prior to the war, and how those wherein it existed. In the former class, the selection of the one or the other alternative will be only a matter of taste, no great public interest being involved. If the franchise be extended, the number thus newly admitted to the ballot will be so small that no appreciable effect upon popular elections can result. If refused, the number excluded from the enumeration in fixing the ratio of representation will still be so small, that the consequent reduction would not be seriously felt, and in some instances would probably be merely fractional, producing no curtailment at all. Now, look to the other class of States. There the number of voters proposed to be enfranchised, and wholly unprepared for the trust would be immense, and the disturbance in the motive power of republican machinery incalculable. There, too, on the other hand, if the franchise be withheld, the reduction of representation would be vast. Is there fairness, is there justice in a proposed change so differently affecting different portions of a country, united under a common government for the common weal? Would the enforcement of such a change by a majority, it could not harm, upon a minority it must ruin, bespeak magnanimity?

It may be said in reply, that the Constitution does not respect sectional differences—that it was designed for the protection and advancement of personal rights. To a large extent this is an egregious error. The Union was originally designed mainly for the conduct of foreign affairs and common defense, leaving to the States the regulation of their domestic concerns. The Constitution resulted from a compromise of sectional interests, without which it could not have been formed. Indeed, in that compromise, the rights and interests of the Caucasian as affected by the presence of a very large African population in some of the States, were considered and adjusted. The African element, whether bond or free, was computed alike with reference to this identical subject of representation, and alike ignored regarding the elective franchise.

The objection now urged against the amendment is, that it will fall upon citizens inhabiting one latitude like an avalanche from its mountain perch, crushing where it settles; whilst upon those of another latitude it will alight unfelt like a feather floating in still air.

3. The third section engrafts upon the fundamental law a new disqualification for office, State and Federal—a disqualification not the result of any act to be done after the adoption

of the amendment, but consummated before its conception. The act entailing disqualification for office consists in having heretofore taken an oath to support the Constitution of the United States, and having thereafter engaged in rebellion or insurrection against the same, or "having given aid and comfort to the enemies thereof." Considering the number of our citizens who have taken the oath under the circumstances set forth, the number personally engaged in the war, and the breadth of ground covered by the words "*giving aid and comfort to the enemies thereof*," we can readily perceive the sweeping character of the disqualification. It is as distinctly proscriptive as if the persons to be affected had been ascertained and their names inserted.

Let it be noted, also, that the proscribed are all dwellers on one side of a certain geographical line, whilst the authors of the proscription have their local habitation on the other side.

It is quite remarkable, moreover, that there is in the entire section no saving clause in favor of those who, in the interval between the cessation of hostilities and the adoption of the Amendment, may have received the amnesty of the Government. Pardoned they may have been, but disfranchised they will be.

You are asked to give your consent that such a fate be visited upon many of your best citizens, who have long enjoyed the public confidence, and some of whom now fill important public trusts. Can Georgia spare all of these from her service?

5. The fifth and last section empowers the Congress "to enforce, by appropriate legislation," the provisions of the Amendment. It will be contended that they are the proper judges of what constitutes appropriate legislation. If, therefore, the Amendment be adopted, and a fractional Congress, from which the Southern States, chiefly interested in it, are excluded, be empowered "to enforce it by *appropriate legislation*," what vestige of hope remains to the people of those States? Nay, more, what semblance of Republican Government can the true patriot of the North discern in such a state of affairs? Yet, that is the point to which we seem to be drifting; for there is no assurance whatever that even this concession will ensure our restoration. Amendments have already been proposed to and accepted by us, which it was believed would effect that result; but hope is still deferred, right still denied.

I will not further analyze this Amendment, equally novel and unjust.

I ask you to consider, however, why it is that you are called upon to vote upon its adoption, whilst your State had no voice in its preparation? The Constitution secures to the States the one right as distinctly and as positively as the other.

Had your Representatives, and those of other States similarly situated, been present, aiding in giving substance and form to it, possibly it might have come before you a less odious thing. The policy seems to have been, *first* to push it, without their participation, beyond the stage of amendment, and then say to them, accept our bantling or take the consequences. The omission of any material part of the process of amendment, makes the amendment itself, *unconstitutional, null and void*.

Should the States especially to be affected by this amendment refuse their assent to it, it cannot be adopted without excluding them from the count and placing its ratification upon the votes of three-fourths of the now dominant States.

It is said, however, that unless this concession be made, the now excluded States will be kept out of the halls of Congress indefinitely. Were the Amendment presented with such a menace distinctly expressed, a higher motive (if possible) than any hitherto suggested would prompt its rejection.

At the termination of hostilities, it was right and proper that the previously resisting States should, in the most unequivocal and formal manner, abandon such resistance—should rescind all they had done in antagonism to, and do whatever was necessary and proper to place themselves in constitutional relation with, that Government. All this, we believe, Georgia has done. Beyond this, in acting upon any proposed change in the fundamental law, even in this critical juncture, my advice is, that her legislators act with the same intelligent judgment and the same unflinching firmness, that they would have exercised in the past, or would exercise in the future, when in full connection and unambiguous position. Any other rule of action may involve sacrifices of interest and of principle which magnanimity would not exact and self-respect could not make.

To submit to injurious changes in the Constitution, when forced upon a State, according to the forms prescribed for its amendment, would be one thing; to participate in making them, under duress, against her sense of right and justice, would be a very different thing. The difference, in principle, is as broad as that which distinguishes martyrdom from suicide. Far better calmly await a returning sense of justice, and a consequent reflux of the tide now running strongly against us.

The military rule to which, as a people, we have been subjected during the past eighteen months, so different from all previous experience, must necessarily be more or less prejudicial to our interests and wounding to our feelings. You are well aware, however, that it has been greatly mitigated during your recess. The Administration, I think, have become thoroughly convinced that the sword and the bayonet are not necessary to the enforcement of law and order in Georgia.



We probably have not now a larger military force within our borders than have often been stationed here in times of perfect peace. Our people, with rare exceptions, such as occur everywhere, have been quiet, orderly, and devoted to industrial pursuits. The officers of the Army and agents of the Freedmen's Bureau, stationed among us, have, with few exceptions, manifested a growing confidence and a disposition to relax their authority and leave the administration of the law to the civil courts. Vexatious interferences sometimes occur, usually traceable to imprudent conduct on the part of misguided citizens, or to the officious intermeddling of injudicious or evil-disposed subordinates. Due allowance being made for honest differences of opinion upon questions arising in a novel state of affairs, the President and heads of departments have manifested a gratifying determination to deal justly and kindly with our government and people. With a view to the adjustment of some points of difference, the more rapid restoration of mail facilities, and the procuring of action upon the application of our citizens for amnesty, in which they naturally felt great anxiety, I made a short visit to Washington, and had abundant reason to be gratified by the kindness shown towards our people in word and in act.

#### FINANCES, STATE DEBT AND TAXATION.

You are fully aware of the difficulties that have beset the fiscal operations of the Government during the past year. There has been no relaxation of the pressure upon the Treasury since I came into office. Empty when the process of reorganizing the State Government commenced, and the ordinary sources of supply suspended, it has been called upon to meet large arrearages for the year 1865, demands originating anterior to that year, the expenses of the Provisional Government, (except the salary of the incumbent of this office,) expenses of the Convention of 1865, those of the reorganized Government, repairs and refitting of the Western and Atlantic Railroad, the supply of corn for the destitute, and other appropriations made at the late session of the General Assembly. As was anticipated and provided for, these heavy demands could only be discharged by recourse to the credit of the State.

The authority given me at your last session to raise money by sale of the bonds of the State has been partially executed. After careful consideration and advisement with those more versed in financial affairs than myself, I determined, in the exercise of the discretion reposed in me, to issue bonds with the ample security afforded by a mortgage of the Western and Atlantic Railroad. The delay incident to the preparation of these bonds, and the annexation of the mortgage security, rendered a resort to temporary loans necessary.

A very liberal spirit was manifested by moneyed corporations and by individuals of our own State; but in this time of prostration, barely enough could be realized from these sources to defray ordinary expenses and pressing arrearages. To obtain the means of purchasing corn for the destitute, and making repairs upon the Western and Atlantic Railroad, it was found necessary to resort to localities where money was more abundant and States and individuals less needy. In New York, the great commercial emporium of the country, the required relief was found. Loans for four and three months were negotiated at the rate of seven per cent. per annum. Only in two or three instances, (within the State) for small amounts comparatively, when there remained no other resource to meet the expenses of your last session, rapidly drawing to a close, was more than seven per cent. paid for these temporary loans. All of the short loans thus far negotiated by myself, and all negotiated by the Provisional Governor, that have matured, have been paid in full. The immature loans contracted by him amount, in the aggregate, to fifty-three thousand three hundred and thirty-three and one-third dollars, payable in gold or its equivalent in currency. I found the indications clear and cheering that, notwithstanding the great diminution of the material wealth subject to her taxation, her bitter experiences, and her present prostration, our good old State enjoys an honorable and enviable credit. I entertain not a shadow of doubt that, if permitted to enter the money market upon her own merits—the ban of the Federal Government, which beclouds her future, removed—her securities would command more than par in the present circulating medium. Notwithstanding the palpable depression resulting from this cause, (purely political,) I look with confidence to their appreciation, and therefore have avoided, as far as possible, precipitancy in the sale of them. It seemed to be a foregone conclusion, at the money center, that Georgia bonds would be well sold at eighty-five in the hundred, and so it was announced to me. The prompt and decided rejection of all offers below ninety in the hundred speedily brought them to that point, at which, however, no larger amount than pressing necessity required, was sold.

The bonds authorized by the Convention of 1865—amounting to \$500,000 and limited in time to five years—were not well received by capitalists. The time was too short to invite permanent investment, and for that reason unsuited to speculation. The Provisional Governor effected sales of them only to the amount of \$30,000.00. But this difficulty was overcome in a great measure by incorporating in them a provision making them convertible, at the option of the holder, into such bonds, on longer time, as the General Assembly might authorize. The 5th section of the act on this subject,

approved 12th March, 1866, placing the bonds authorized by the Convention, in all respects, on the same footing with those provided for in the preceding sections, fully sustained this expedient. Very cheaply prepared, in a style and with material corresponding to the short existence intended for them, they aided the Treasury materially whilst more available bonds were in preparation. Looking to the substitution of the latter for the former at an early day, I caused bonds to be prepared conforming to the provisions of the act above referred to, as follows :

Under the ordinance of the Convention as qualified by the act of the Legislature.....	\$ 500,000
Under the 1st section of the act.....	1,500,000
Under the 7th section to provide for payment of the Federal tax.....	600,000
Under 8th section to fund past due bonds and coupons.....	830,000
Under 11th section appropriation act to purchase corn for the destitute.....	200,000
	<hr/>
	\$3,630,000

The assumption of the Federal tax not having been permitted, and its suspension having dispensed with the necessity for such assumption, the bonds designed for this purpose, though engraved, have not been executed, and are deposited in the Treasury. Being covered, however, by the mortgage on the Western and Atlantic Railroad, the General Assembly may, in perfectly good faith, if deemed advisable, order them executed and issued for any other purpose and without additional expense.

No bonds have been sold at a lower price than ninety cents in the dollar, and very few above it. The Treasurer's report will advise you of the amount sold and the proceeds. It will be necessary to dispose of the entire amount authorized and prepared for sale, whenever a fair price can be obtained; but arrangements have been made which, without increased cost to the State, will obviate the necessity of forced sales below their real market value. The sales not having been completed and the bills for material and work in preparation of the bonds not having been rendered, the expense attending this particular service cannot now be stated.

Evidence having transpired that there are extant, bonds of the State not registered in the Treasurer's office, and of exceedingly doubtful genuineness—and one having been presented for refunding which matured several years since and is marked paid on the registry—it has been deemed necessary to proceed with great caution in the process of funding. All bonds past due are required to be presented for that purpose at the

Treasury, and any coupons past due wherever payable may be funded there. Coupons payable in New York or in London, are fundable in the former city, but all others, only at the Treasury. That business is now in progress at both points.

The amount of bonds authorized to be issued for this specific purpose is \$830,550. Of this amount \$234,000, it was estimated, would be required to refund past due bonds, leaving to be applied to interest due, the sum of \$596,550. The precise amount of past due coupons, then reported to the General Assembly was \$596,000, which added to the amount of past due bonds made an aggregate of \$830,000—showing clearly in my opinion that the General Assembly intended to provide for no interest other than was evidenced by past due coupons. In this view no provision was made for the payment of interest accruing on past due bonds, after their maturity. I know not whether this omission was or was not intentional. It is very true that, under ordinary circumstances, if the holder of such a security fail to present it at maturity for payment, he is held not entitled to interest. This rule has been applied by sundry corporations, private and public, to bonds maturing during the war. I submit to the consideration of the General Assembly, whether such application, under the circumstances, is just and equitable. It is very certain that after Confederate and State Treasury notes had filled up the channels of circulation, the presentation of such bonds for payment in the medium contracted for would have been an idle ceremony. No less certain is it that the holders of many of these bonds were cut off from access to the place of payment by the existing war, and therefore could not make demand. I recommend as more consistent with the honor and dignity of the State that provision be made for the payment of this interest.

Evidence having been presented to this department, that since the last payment by the State on its subscription to the stock of the Atlantic and Gulf Railroad, additional instalments have been paid in by the private stockholders, which by the terms of the act incorporating the company, approved 27th February, 1856, subjected the State to the payment of \$134,500 on her subscription, I have, in obedience to that act, caused to be executed and delivered to the company, bonds of the State for that sum.

When all of the bonds authorized by the act of the General Assembly, approved 12th March, 1866, (except those intended for the assumption of the Federal tax,) shall have been disposed of as contemplated, the funded debt of the State will stand thus:

Bonds issued anterior to 1861 and not yet due....	\$ 2,676,500
Mortgage Bonds issued in 1866, above mentioned	3,030,000
Amount carried forward.....	\$5,706,500

Amount brought forward.....	5,706,500
Bonds issued to the Atlantic and Gulf Railroad in 1866.....	134,500

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Total.....\$ 5,841,000

Of this amount \$176,500 will mature in 1868; \$334,500 in 1869; \$164,500 in 1870—making a total of \$675,500. The latter sum, therefore, must be provided for within four years from this time. I recommend that the bonds before mentioned, prepared to meet the Federal tax, but as yet unexecuted, be placed at the disposal of the Governor, with authority to use them as occasion may be presented by sale or exchange if deemed advisable, in redemption of the bonds to mature in and before the year 1870. The public debt will not thus be increased in amount and may be somewhat diminished.

Bonds amounting to \$154,000 will mature in 1871, and others amounting to \$721,500 in 1872, the aggregate being \$875,500 to be provided for in six years.

To meet this and subsequently accruing liabilities I recommend that the sum of one hundred and twenty thousand dollars be annually set apart as a sinking fund accumulative.

If the first class of Bonds (to mature within four years,) be provided for in the manner suggested, and the sinking fund proposed be allowed to accumulate until 1872, at 6 per cent. interest, it will be adequate to the payment of the Bonds maturing in 1871 and 1872. But, if in the then existing financial condition of the State, it should be deemed advisable by your successors to meet the liabilities of 1871 and 1872 by sale of the State's stock in the Atlantic and Gulf Railroad, or by applying any other resource available at that time, and permit the sinking fund to go on accumulating, the entire debt of the State may, in the progress of time, be easily provided for, and her credit maintained. In urging you to look thus far into the future, and to provide means or initiate a policy for the accomplishment of ends so desirable, I think I but present a case of clear duty. It is true, that during the immaturity of State securities, if the annually accruing interest be faithfully paid, the holders have no legal right to ask more. But I would press upon your adoption the scheme of a sinking fund, as one of the surest props to State credit, and as an act of justice to posterity; and for these reasons, as a great measure of State policy. Its great advantage is, that it distributes the burthen of payment equally over a series of years; and, indeed, the sum to be provided in each year will be so small, as scarcely to merit the appellation of a burthen. Whensoever a large amount shall mature in any one year, without such provision, either the tax payers of that year must be oppressively burthened, or a new debt must be incurred. Should this occur when



money is scarce, it may be difficult, if not impracticable, to place a new loan, thus bringing the General Assembly face to face with the alternative of oppressive taxation or dishonor of the State's obligations. The escape from this dilemma, now proposed, is so easy, that I think it will commend itself to the favorable consideration of the General Assembly. The debt of the United States Government is so large, and her credit sustained by resources so ample, that her outstanding securities will always afford facilities for the investment of the sinking fund and its accumulating interest.

I reiterate the conviction expressed in my first message to you, that the Western and Atlantic Railroad, put in a condition of thorough repair, and furnished with adequate rolling stock, will in the future, with proper management, sustain itself and yield a revenue, which, increased by dividends that may reasonably be expected from the Atlantic and Gulf Railroad, will always render unnecessary, onerous taxation.

The reports of the Treasurer and Comptroller General will furnish you detailed information relative to the finances of the State, and with statistical information of an interesting character. I commend to your serious consideration the suggestions of the latter in reference to amendments of the revenue laws.

The collection of the Federal tax upon lands having been suspended before much progress had been made, I did not feel authorised to suspend that imposed for the support of the State Government. I regret exceedingly that any portion of our fellow-citizens should have been required to pay the Federal tax, but not believing that your legislation contemplated *partial* suspension of the State tax, I could not come to their relief. The State tax, *ad valorem*, is very light, being only one-sixth of one per cent.

The tax upon the sale of spirituous liquors seemed by its terms to embrace the first quarter of the present year, which had nearly expired before the tax was imposed. Being retroactive, the seller was deprived of the opportunity to add the tax to the price, in his sales. Besides, many merchants had during that quarter sold the article for non-residents, on commission, and made final settlements with the owners. Had the tax been exacted of them, it would have exceeded largely their commissions, and subjected them to serious loss, without fault on their part. For these reasons I suspended the tax for the first quarter, and now invite your attention to it.

The people of Georgia have always been lightly taxed, and I see no indications that the State Government will be constrained to make this burthen onerous in the future.

## EDUCATION.

The reopening of the University, after an unavoidable suspension, has elicited the most satisfactory evidence of public approval. Many of its most ardent friends entertained the apprehension that causes connected with the war recently terminated, and chief among them the utter impoverishment of some, and the straitened circumstances of others, formerly both able and willing to educate their sons, would occasion such diminution of patronage as would render the effort abortive. The result has been far otherwise. The number of applicants for admission, very respectable at first, has rapidly increased, and is still increasing. There are now matriculated considerably more than one hundred. It offers to the people of Georgia very great educational advantages, whilst the tone of moral and religious opinion and feeling is decidedly high, without the slightest taint of sectarian bias.

We live in an age when educated mind must take a leading part in affairs of State. Any people neglecting to provide either elementary education for the mass, or to afford facilities for obtaining such higher and more extended knowledge as will enable their youth, passing into manhood, to master in due time difficult problems in political economy and in State policy, will assuredly fall behind in the competition of States and nations for superior development.

Prejudices which in former times found voice in our legislative assemblies against liberal education, we may well hope, have been dissipated by experience. Georgia has profited too much by the services of her educated sons, in all departments of public employment, not to see clearly how largely her future prosperity and greatness depend upon the enlightenment of the rising generation. The third clause of the fifth section, second article of the Constitution, clearly indicates that, in the opinion of the Convention of 1865, the present endowment of the University of Georgia is inadequate to its necessities. Mindful of the serious losses our people have recently sustained, and the temporary depression of their material interests, I forbear urging you at this time to increase the endowment. My object in adverting to the subject now is to congratulate you and your constituents upon the good use which is being made of the limited aid heretofore and still extended to this venerable institution, and to ask that her past and present usefulness be accepted as an earnest of the fruit that may be anticipated from a larger endowment in more prosperous times.

There is, however, a measure by which the usefulness of the University may be greatly increased, and a great public trust, now devolved upon the General Assembly, judiciously executed, without imposing any burden upon our impoverished people. A large extent of public lands

belonging to the United States has been, by an act of Congress, devoted to the establishment of agricultural colleges in the several States. At your last session you accepted, for the purpose indicated, such land as might be allotted to Georgia under that act, and your acceptance has been communicated to that Government. This resource can be applied to no other purpose whatever, and the question arises how it can be most advantageously employed for that. If a separate independent institution be established, much expense must be incurred, which might be saved by making it an appendage of your University. The term *University* is expressive of the idea of divers schools and colleges, each devoted to some particular branch of science, and all united under one general government, and constituting a grand seminary of learning. This was the object contemplated in the establishment of the University of Georgia, though the means for its full development have never been furnished. There are now connected with it, quite apart from the ordinary collegiate course, a school of civil engineering, a law school, and a department of agricultural chemistry. As the University is a State institution, and as the agricultural college must also be under State management, I respectfully recommend that the latter be organized as a distinct department of learning in the former, care being taken that the specific endowment now referred to be devoted exclusively to the maintenance of that department.

#### COMMON SCHOOLS.

There is no subject demanding your attention, of greater importance to the State, than that of Common School education.

In so large a population, there must always be a considerable number, to whom, without government aid, even elementary education must ever remain forbidden fruit. If these be regarded simply in their individuality, their destitution of mental culture must appeal strongly to the sympathies of their more fortunate fellow citizens. But the interest in the subject rises immeasurably when they are looked upon as future members of the body politic, under a constitution extending general suffrage to male citizens.

A conscientious man, wholly uneducated, always feels much embarrassment in choosing between rival candidates for popular suffrage, and whatever be his natural endowments, and however prominent his virtues, is conscious of his own want of qualification for public service. No plainer proposition can be stated than that a people who govern, ought to be an intelligent people.

Experience has shown that it is difficult to organize and keep in successful operation, a system of Common School education where the population is sparse. But the difficulty

should not discourage effort. Persistent trial will expose errors and suggest remedies. Even our imperfect system, has, like all other useful enterprises, suffered suspension. I remarked with pleasure, that at your last session, you had raised from your own bodies a joint committee to consider, during your recess, and on your re-assembling, to report upon this great subject. Relying upon their fidelity and ability, as your own chosen depositaries of so grave a trust, I venture upon no suggestions as to details.

It will, of course, occur to you, and will doubtless have commanded the attention of your committee, that the sources whence the fund for this purpose was derived, have almost entirely failed. The Bank Stocks owned by the State, and applied to this object, have been lost. The Western and Atlantic Railroad has yielded no revenue within the past two and a half years—and in all probability, until it shall have thrown off the war-imposed burdens, can do little or nothing for this cause. Its revenues are now pledged to the payment of interest on, and a sinking fund for the public debt, necessarily considerably increased within the past financial year. Notwithstanding all these difficulties, I respectfully suggest that attention to, and provision for this public interest, does not admit of delay. I doubt not that your constituents will cheerfully bear, even now, such contributions as may be demanded of them, to foster it.

#### THE WESTERN AND ATLANTIC RAILROAD.

I transmit herewith a copy of the Report of the Superintendent of the Western and Atlantic Railroad, accompanied by reports to him of subordinate officers, and sundry tabular statements.

From a careful perusal of these documents, not only general results, but detailed information relative to the different branches of service, and a clear insight into the general management of this important interest, may be readily obtained. The very great improvement made since the road passed under the management of the present superintendent, in the track itself, in the motive power and other rolling stock, and in the general service, whether stationary at the termini and at intermediate depots, or moving with the trains, reflects the highest credit upon him and his subordinates. These documents disclose the facts that reconstruction, renovation and increased capacity to meet the demands of travel and commerce, were required at all points and in all departments, and that large arrearages occurring between the 25th September, 1865, and the 1st of April, 1866, have been met since the latter day. Accidents and losses are now of very rare occurrence, and failures or delays of trains almost unknown.

During the first six months of the year the business of the

road was very large, owing to the fact that many roads in the Eastern line of connection with the Northern cities were not in operation. They, having been put in working order during the spring, have again drawn to themselves much of travel and transportation formerly enjoyed and properly appertaining to them.

This circumstance and a general, though it is believed temporary falling off during the summer months of this business, have greatly curtailed the gross receipts. Should there come a revival in the activity and prosperity of the country, now slowly recovering from the exhaustion of long war, railroad business will revive with them. The location and connections of the Western and Atlantic Railroad, as well remarked by the Superintendent, ensure it a large participation, under any circumstances, in the general travel and transportation; be they great or small. Should the good time hoped for come, there is every indication that this road will be in a condition to do its part in the general service promptly and efficiently. It was estimated when you were last in session, that, to put the road in all respects in thorough working condition, it would be necessary for the State to contribute from half a million to seven hundred thousand dollars. The aid, so far extended, really exceeds very little the sum of three hundred thousand dollars. It will probably be necessary to add to this sum two hundred and fifty thousand dollars, being an aggregate of about five hundred and fifty thousand dollars, moderately exceeding the smallest estimate. To make this further advance, you have already provided the means.

There hangs, however, over the road a heavy debt to the United States Government, contracted in the purchase of supplies and railroad property by the provisional superintendent, for the payment of which a year hence, the faith of the State is pledged. The State of Georgia has a claim upon that Government for the use and occupation of the road and its rolling stock and other items, which may or may not be so far liquidated and acknowledged, by that time, as to be set off against that indebtedness. Every effort will be made to effect a full and amicable settlement, which will ease the State of this burden; but, in any event, the faith of the State must be kept.

Looking to the contingency of this payment having to be made, if it be thrown upon the road no reliance can be placed upon it for revenue to meet the current expenses of the Government during the year upon which we have just entered. The precise amount of this debt has not been ascertained, in consequence of a failure to deliver some of the cars purchased. But, deducting from the whole amount of the invoice, payments made, the remainder will exceed somewhat four hundred thousand dollars.

If authority be given the Executive to make payments upon this debt from time to time, out of any money in the Treasury not otherwise appropriated, (failing all efforts at settlement,) it may be arranged in the course of the year, and the amount of interest meantime gradually reduced. My belief is that if the net profits from the road be even fair, the sum estimated by the Comptroller General, to arise from that source, may be deducted and this debt discharged without creating a new loan.

I concur in the suggestions of the Superintendent, relative to the inadequacy of the salaries of the Treasurer and Auditor. If the ability and skill required to fill those offices properly, and the amount of labor and responsibility attending them be considered, it would seem very clear that the present salaries, in times like these, are not compensatory. I request the General Assembly to give just consideration to this subject.

During the existence of the war authority was given to the Superintendent to issue change bills for a stated amount. Of these there are now outstanding from seventy-five to eighty thousand dollars. That the holders of these change bills are entitled to payment by some rule, can scarcely be questioned. They were not issued with any view to aid in the war, but to relieve the road and the people from one of the inconveniences of the war—the difficulty of making change. For this purpose they were interchanged with Confederate treasury notes in settlements, and the question is, whether they should be redeemed at their nominal value or at the then value of Confederate notes, (on the level of which they stood,) at the time of their issue, or on what other scale? It is a small matter, but the Superintendent, wishing to do what is right, has felt some embarrassment. There is little doubt that they have been to a considerable extent counterfeited, and, therefore, their payment in currency at some set value would be much safer than their absorption for fare or freight on the road. The matter is submitted for your determination.

#### THE LUNATIC ASYLUM.

One of the most grievous evils to which our race is subjected is the deprivation of human reason. The greatest alleviation of this terrible malady is found in the establishment of asylums for the stricken, where their wants are cared for, their evil propensities and their power for mischief controlled and their disease skilfully treated. Georgia has established one of these institutions, devised by advanced civilization. It is in successful operation; is, I believe, well managed, and is dispensing a noble charity to the indigent, and a more than compensatory blessing to the wealthy, whose misfortunes bring them to its doors. The report of the Superintendent

and Resident Physician will be before you, advising you in detail of its condition and management, its wants and susceptibility of improvement. Your committees of scientific professional men and financiers will look into these subjects with more capacity to enlighten you than I can bring to bear.

On one point, however, I deem it my duty to invite your serious deliberation. The Code requires that persons of color shall be admitted into the institution; but another section of the same Code enjoins it as an imperative duty on the Superintendent to keep patients of the white and African races separate, a provision founded in the wisest sanitary policy. I am informed by the Superintendent and Resident Physician, that with the present accommodations and plan of the building, and the number of white patients there and likely to be there, it is impossible to comply with both requirements of the Code. Something must be done for the enlargement of the building, or colored people must be excluded continuously from it. The latter alternative, allow me to say, should not be contemplated for a moment. The information brought to me, induces the belief that this fearful malady is on the increase among that people. Heretofore accustomed to be cared for, themselves uncaring, they have been free from very many anxieties and responsibilities, which often harrass and craze those in higher social position. Now, suddenly, after many years of irresponsible, unsolicitous life, they find themselves invested with the boon of freedom, coupled with the burthens of self preservation and family provision, whilst their evil propensities, previously kept in check by wholesome home government, are left unbridled. Among them insanity most assuredly will increase. Heretofore when it has occurred, home provision has been made for it, but home, such as they once enjoyed, remains to them no longer. Will the State abandon them to all the miseries, sufferings and perils that wait upon insanity? Humanity to them and safety to the public alike forbid it. Either in the State Asylum or in county poor houses, immediate and efficient provision should be made for the case. Your attention is earnestly requested to it.

#### THE ACADEMY FOR THE BLIND.

The school for the instruction of unfortunates deprived of the sense of sight, is in successful operation. It is one of those benevolent institutions which commends itself to the support of governments and of individuals. It is truly an interesting entertainment to hear those long shut out from light of day—some of whom never enjoyed its perception—reading fluently and accurately from the Word of Life, or from uninspired though instructive books. This art generally extended to such sufferers, and the number of books

adapted to their use multiplied, how wide a field of enjoyment and improvement will be opened to those otherwise doomed to lives cheerless and almost useless. But it is not alone mental cultivation and literary enjoyment that are put within their reach in this Academy. There are simple branches of manufacture, for which they are entirely competent, if only instructed by those blessed with sight, and which may afford many the means of making a livelihood, who must otherwise depend upon charity. Such instruction is now being imparted in this institution, greatly redounding to the credit of the managers, and increasing its usefulness. The annual report of the Principal will be before you, and to your favorable consideration I commend the institution.

#### ACADEMY FOR THE DEAF AND DUMB.

In the exercise of the discretion given me by the General Assembly, I have not caused this institution to be reopened. Had it been in operation, I should have felt it a duty so to continue it. But being already in a state of suspension, it would doubtless have required prompt pecuniary aid to enable it to resume its functions. Not until a very late period could such aid have been furnished, nor can it even now without increasing the fiscal embarrassments pressing upon the State. I trust, however, that at the commencement of another year, this may be done, and that it will be the pleasure of the General Assembly to provide for it. This is another of those great humanitarian enterprises which having been undertaken by the State, should not be suffered either to fail or to languish.

#### INDUSTRIAL PURSUITS.

The failure in agricultural pursuits during the year 1866, resulting in part from the indisposition to steady labor of the freedmen, but chiefly from unpropitious seasons, has doubtless exercised a depressing influence upon the energies of our people. It is to be hoped that they will speedily rally, and rise above despondency. It should be assumed that neither of these causes will prove continuous. It rarely happens, in the dealings of Providence, that two seasons, decidedly unfavorable to the cultivation of the soil, come consecutively, in the same locality. The next may reward the husbandman with abundant harvests.

Nor should the people of the South yield readily to discouragement in regard to the labor of the negro in his new status. All reflecting minds cannot fail to perceive, that the first effect of sudden manumission must be unfavorable to his well-doing and to his well-being. Unaccustomed to caring for himself, he is prone to believe that the freedom with which he has been invested involves freedom from labor,



which was, in his eyes, the distinctive trait in the condition of slavery. It is not to be expected that he would, at once, reason correctly as to his surroundings and prospects, or adopt promptly the reasoning of the late proprietary race. Experience alone can teach him wisdom, and what her teaching will be is not a subject of speculation; we all know what that will be. In addition to all this, there is abundant evidence that he has indulged most extravagant and unfounded expectations of benefits to be conferred upon him by the Federal Government. He has expected from that source a free grant of land in his own right, and has been indisposed to cultivate the land of others. If driven to it by present necessity, he has regarded it as a temporary expedient, and went to work predisposed to shirk it. Time will dissipate these delusions. It would be both just and kind to wait for and to assist his awakening from them. Many who have hurried into courses of vice and crime, will probably prove irreclaimable. These must be committed to a just and impartial administration of the law, as is practiced with the vicious of our own race. But the great mass of these people, under good influences, may be made useful to themselves and to the country.

The planting interest in Georgia can never again be what it has been. Few, if any, will be able to prosecute it on as large a scale as some have done in the past. But agriculture must continue to be the chief industrial pursuit of the State. The return of prosperity will only be retarded by inconsiderate abandonment of it under a feeling of despondency. So far as the great staple for export is concerned, many will probably be surprised at the pecuniary results, even in this disastrous year. The price of the article will be more than three fold that of the average of former years, whilst the product, in weight, will be fully one-third of that realized in those years. We cannot derive the same consolation, to the full extent, regarding the provision crop. That will fall short of the quantity required to subsist the people of the State; and whilst those who combined with it the cultivation of cotton, will be abundantly able to supply the deficiency, the poorer classes, who were never accustomed to produce more than a livelihood, will be greatly straitened. But such has been always their experience under like circumstances, and they must be helped, as heretofore, by those more favored. Surely it will be so. Especially should the creditor class favor the debtor thus unfortunately situated. He who, under such circumstances, would coerce payment, by legal compulsion, beyond his positive necessities, would be a monster, even in the family of Mammon.

Good policy and wise forecast undoubtedly require diversity of pursuits. Resources, other than agricultural, which

are abundant in Georgia, should be developed. And there are those who have pecuniary ability, without adaptation to husbandry; and others who have brain, or bone and muscle, or all combined, who have neither land nor the means of purchasing it, to whom these other fields of enterprise are especially inviting. But agriculture is at last the leading and the most desirable pursuit, and those having experience in it, or adaptability to it, combined with the possession of land or the means to purchase it, should struggle with all possible energy and persistence to overcome all obstacles to success. In view of material prosperity, the most gloomy picture of these gloomy times is productive land lying fallow. Let all holders of arable land cultivate the freedman, in order that he may cultivate the soil, to the great advantage of both parties. And if, at last, he prove untractable and unavailable, let the pauper population of other countries be sought after. But, come what may, let our broad acres be tilled. There lies, for us, the broadest, and deepest and most reliable source of subsistence and of wealth. Whatever the General Assembly can do to encourage and foster this branch of industry, I earnestly urge upon them. They are themselves chiefly of this class, and may be supposed to comprehend its wants. At the same time, doubtless, they will be disposed to do all they can legitimately to promote the introduction and development of other industrial pursuits.

#### THE PENITENTIARY.

The Penitentiary of the State has been this year passing through a trying ordeal. Subjected during the war to the torch of an invading army; at the commencement of the present political year it was in a state of great dilapidation—scarcely an available tenement on the premises, its workshops destroyed, the large cell-building roofless, and otherwise injured—everything wearing the aspect of ruin, with no funds, and few convicts to aid in the work of reconstruction. The appropriation made for repairs and for support of the institution was, in my estimation, very inadequate to its necessities. Yet, I think those who will charge themselves with personal inspection will find that, by economy, energy, and a wise use of limited means, very much has been accomplished in the way of renovation. The cell-building, essential to the safe-keeping of the inmates, has been put in excellent condition; some workshops have been constructed; the tannery and shoe manufactory have been put in good working order; a large eating-room, with kitchen and smoke-house appurtenant, has been built *de novo*; the barracks for the guard have been made not only habitable, but comfortable; the steam engine has been repaired and made subsidiary to many useful purposes, and the *debris* of the fire has disappeared. There re-

main ruins not removed, because susceptible, at moderate expense, of useful renovation. As a Georgian, I regret to add another evidence of its prosperity as an institution, viz: the large increase in the number of its inmates. I willingly bear testimony to the fidelity and ability with which the Principal Keeper and his assistants have discharged their duty. The Report of the former will be before you. Your committees will scrutinize it, inspect the premises, and look into the general management of the institution. I deem it unnecessary to reiterate the views presented to you in my first message relative to its continuance as a State institution, and the extension to it of such fostering care as its necessities may require.

In conformity with a resolution of the General Assembly, Messrs. Howell Cobb, Mark A. Cooper, and John H. Fitten, were appointed commissioners "to examine and report upon the propriety of removing the present Penitentiary and locating it elsewhere, or of establishing an additional one." Their report has not yet been received, but, I am informed, will be soon presented. When received, it will be transmitted; and until then I reserve any other views I may desire to present on this subject.

#### THE CHAIN GANG.

By an act of the General Assembly, entitled "An Act to alter and amend the Penal Code of Georgia," approved 20th March, 1866, a large number of offences, previously treated as felonies, were reduced below that grade, and were made punishable, in the discretion of the Judge, by sentence, "to work in a chain gang." And by another act, entitled "An Act to regulate the manner of convicts laboring upon public works, and to define the powers and duties of the Inferior Court and Governor of the State, touching the same, and for other purposes therein mentioned," (approved on the same day,) it was left discretionary with the Inferior Courts of the several counties to employ such convicts on the public works of the county, or to report them to the Governor, to be otherwise employed. When so reported, it was made the duty of the Governor to send a guard for them, and to employ them diligently on the Western and Atlantic Railroad, or upon such other public works or improvements as he might judge to the best interest of the State, and as shall best subserve the ends of justice. Sentences of this character have been very numerous, and in nearly all cases, the Inferior Courts, declining to employ them in the counties wherein they were convicted and sentenced, have reported them to the Executive.

The performance of this duty has been attended with great difficulty, embarrassment and expense. I made early exami-

nation into the practicability of employing these convicts safely and advantageously on the Western and Atlantic Railroad, and became thoroughly satisfied, that, although such labor might be very profitably used in constructing a railroad where there were excavations and embankments to be made, it was entirely unadapted to any work to be done on a railroad finished and in operation. In ordinary employment, as depot or train hands, or track-men, or in any other work of which they are capable, they require more freedom of action and more dispersion than would be compatible with secure confinement, without employing almost as many guards as laborers. That, therefore, was not available. There are no established public works, except within the walls of the Penitentiary, where mechanical arts are chiefly prosecuted. For these, the term of punishment usually prescribed for chain gang convicts is too short, and in them convicts sentenced for felonies can be more profitably employed for the State and for themselves. The expense of transporting them to the seat of government is very heavy. It sometimes happens, and may often occur, that a guard is sent from the seat of government to a county most remote from it, for a single chain gang convict, and within a month has to be sent to the same or an adjoining county for another, and, perhaps, neither may have been sentenced for more than sixty days. When brought here, there are no pre-arranged facilities for employing, keeping or guarding them. To overcome these difficulties, I have connected this branch of the public service more or less closely with the operations of the Penitentiary. This made the transportation cheaper, because often the same guard would bring convicts of felonies and convicts of misdemeanors. Within the walls of the Penitentiary, I have also found it cheaper and safer to confine them at night; and whenever their labor could be employed profitably to the Penitentiary, I have caused it to be so used, and have charged that institution with it. At the same time, I have been compelled to impose upon it the lodging, guarding and subsistence of them, and of course to allow reasonable compensation for them. They have been, as far as practicable, employed in out-door work—in doing, carrying and lifting, necessary in the repairs on the Executive mansion and State House, in clearing away the ruins of the demolished Arsenal, in improving the grounds of the Public Square, in improving the streets of Milledgeville at very moderate hire, in making brick in the Penitentiary brick-yard, in quarrying granite, which may be useful to the State, or saleable. But as the number increases—and it does so rapidly—the difficulty of employing them and the incidental expense increases disproportionately. If the policy of throwing them upon the hands of the Executive be continued, it is indispensably

necessary that some regular continuing public works, adapted to their capacity, be inaugurated, and that a system be adopted for this whole service. I recommend, however, that their employment upon the public roads of the several counties, and in making brick for the erection of court houses and jails, and in building bridges, be made compulsory upon the Inferior Courts of the several counties. There is open to those Courts a wide field for their employment, in every county, which, with good management, could be made highly advantageous to it. Nothing more is wanting than a spirit of enterprise and improvement. The roads and bridges of the State, with rare exceptions, are proverbially bad. In many counties, court houses are wanted; and, in a vast majority, safe and commodious jails. Here is an opportunity to command free labor for such useful purposes. Many shrink from it, because, in the beginning, the laborers are too few to be profitably employed. But the indications are, that this would be only temporary. An efficient gang once made up would undoubtedly be maintained as regards numbers. Where it became necessary, provision might be made for consolidating the gangs of two or three adjoining counties, and working them alternately in the one and the other.

After much reflection and a little experience, I am satisfied of three things. 1st. That owing to the short terms of punishment, no general system of State employment of these convicts can be devised which will at all compensate for the expense of transporting, subsisting and guarding them. 2d. That the employment of them in the counties where convicted can be made to relieve the planting interest generally of an onerous public service, (the working of the roads) and in every way largely beneficial to the counties. 3d. That nothing short of legal compulsion will induce the courts of the counties to embark in the enterprise.

This subject, in my judgment, demands the serious consideration of the General Assembly.

#### MAIMED SOLDIERS.

Considerable delay has, I regret to say, attended the completion of arrangements for the supply of artificial limbs to maimed soldiers. No general inconvenience, however, has resulted from it, in consequence of tardiness in returns made to the Comptroller General; less than one hundred applications having been made by the first of September, of which one-fourth were informal, and only about one-half the counties having been yet heard from.

I appointed as a board of surgeons to examine specimens of various patents which were put in competition for the work ordered by the General Assembly, Drs. L. A. Dugas, H. H. Steiner and L. D. Ford, of Augusta, having personal know-

ledge of their professional attainments and skill, and believing that the examinations and consultations could be made with more deliberation and less delay by selecting those resident in the same place.

A call was also made through the gazettes, as directed in the act, for proposals from manufacturers exhibiting specimens, which elicited quite a number. Considering together these proposals, the report of the surgeons upon the relative merits of the limbs submitted to their examination, and the directions given in the first section of the act as a guide to the Executive, it was very clearly my duty to accept the offer of Dr. Douglass Bly. To him, therefore, the contract was awarded, and it has been duly executed; he naming Macon as the central point where the limbs were to be fitted. The price of these limbs will be seventy dollars for each leg and for each arm where the amputation was above the elbow, and forty dollars where it was made below that joint.

The report of the Comptroller General will inform you of the whole number of applications that have been made and of the probable total. The sum required to supply all applicants who bring themselves within the provisions of the act, will probably somewhat exceed the appropriation made, but it will doubtless be your pleasure to increase it so as to leave none destitute. Adequate information will probably be at your command in time to act.

From information collected, I am satisfied that the benefit to be derived by the wearer of this admirable invention, will depend mainly upon himself. Early experience in the use of the most perfect and best adapted artificial limb will be disappointing, but proper caution and perseverance will so familiarize the wearer with its action, as to make it speedily a wonderfully useful substitute for the lost member. It is to be hoped that the brave men who have suffered mutilation will, by the exercise of patience, care and persistence, derive all the benefit you have designed for them.

#### CORN APPROPRIATION.

After careful enquiry I became satisfied that corn could be most advantageously supplied to the destitute under the appropriation of the last session by sending an agent to the Northwest, and that St. Louis was the best point for his operations. Colonel Maddox was accordingly appointed and dispatched so soon as the necessary funds could be obtained. Through the liberality of companies engaged in transportation by steamboat and railroad between St. Louis and Chattanooga, half freights only were charged for bringing this corn to the western terminus of the State road—which enabled me to expend in the purchase at least \$35,000 more than could otherwise have been done. The different railroad companies of this

State, with their accustomed public spirit in the furtherance of good works, have done their part in the transportation with promptness and fidelity, free of charge. To avoid delay I appointed Colonel Peterson Thweatt, Agent, to receive the corn at Chattanooga and to distribute it to the counties, thus carrying on the purchase and distribution simultaneously.

The Superintendent and other officers and agents of the Western and Atlantic Railroad have also materially aided the operation. The purchasing and distributing agents have displayed a high degree of business capacity, promptness, and fidelity in the discharge of their duties. The result is, the purchase and distribution in round numbers of 185,000 bushels of corn, being four and a half bushels to each beneficiary reported, at a cost (all expenses included) a little less than one dollar per bushel. There are some items not yet reported, which prevents a more precise statement, but when all expenses shall have been paid, there will remain in the Treasury, of this appropriation, about \$15,000. Reports of the agents accompany this communication.

I cannot close this subject (relief to the destitute and suffering people of Georgia,) without making this public acknowledgment of certain noble benefactions from the charitable of other States, (partly in provisions and partly in money,) which have been and are being distributed through my instrumentality. In these munificent charities the noble women of our country have, as usual, been the chief actors. Ladies' Southern Relief Associations of Baltimore, of St. Joseph, Mo., and of Woodford, Ky.; the Florissant Southern Relief Association of St. Louis, Mo., and citizens of St. Louis, Mo., acting through a committee, are the doers of these good works. We can give them only our poor thanks. May He who is love, and who loveth a cheerful giver, bestow upon them a better reward.

#### PUBLIC BUILDINGS AND GROUNDS.

The State House has been re-roofed, and, I trust, made secure against leakage; and the legislative halls have been renovated. Water has been introduced into the building, and arrangements are in progress to light the halls with gas, both of which improvements will tend to diminish the risk of fire to the building. The cupola is represented to be in an unsafe condition, requiring some repairs which could not be made with the existing appropriation. For this reason I have not had the clock repaired which stands within it, and could not be expected to run well until those repairs shall have been made. The Executive Mansion has been put in secure and comfortable order; but, owing to the high prices of furniture, material, labor and freights, and the discovery of greater decay and dilapidation than was anticipated, the

appropriation proved insufficient for the object, and the excess has been paid out of the contingent fund, of which, notwithstanding other unexpected drafts upon it, there remains a considerable unexpended balance. I refer you, for detailed report and suggestions, to the accompanying report of the engineer in charge.

#### EXECUTIVE DEPARTMENT.

My experience in this Department induces the belief that two Secretaries will be adequate to its business. I dispensed with the services of the additional Secretary employed during your last session very soon after your adjournment. If, however, the duties be performed by two, as I think they can be by the present efficient incumbents, their labors will be arduous; and this, together with the very great cost of living at this time, entitles them to a moderate increase of salary. There will be economy in employing two capable Secretaries, with good salaries, rather than three less competent, at lower salaries. Their duties are also exacting, and do not admit of uniting other avocations with them.

#### CONCLUSION.

Whilst our political relations are so unsettled, and so few gleams of hope come to us from the future, there are a few things especially incumbent upon us.

1st. It becomes us to cultivate among ourselves unity of feeling, of opinion, and of action; unity among the people, unity among the Departments of Government.

2d. Our interest lies in eschewing political excitement, studiously avoiding all conflict with authorities unchosen by us, but placed over us, and employing our active energies in rebuilding our own waste places and developing our neglected resources. Whilst others rage and wrangle over ephemeral issues, let us be busy with the real, abiding concerns of life. Thus shall we emerge from this period of ostracism, wiser, more thriving, and more respected than ever.

3d. It behooves us, above all, to keep ourselves in proper relation with the Supreme Ruler of the Universe. To this end, it is right and proper that, on a day to be appointed, our whole people should simultaneously prostrate themselves before the Throne of Grace, rendering thanks for blessings enjoyed, imploring forgiveness for errors committed, and seeking light to guide us on our rugged, darkened way. I have refrained from inviting such a proceeding, believing that, in our extremity, it is more fitting that the movement be made by the immediate representatives of the people. I will cheerfully do your biddings and heartily co-operate in proclaiming and observing a solemn Christian holocaust for suffering Georgia.

CHARLES J. JENKINS.



Mr. MORRIS, of Franklin, moved that five hundred copies of the Governor's message be printed for the use of the House.

Mr. J. B. JONES, of Burke, offered the following resolution as a substitute for said motion, which was received, read and adopted :

*Resolved*, That three hundred copies of the Governor's message, and the accompanying reports of the Comptroller General, Treasurer, Superintendent of the Western & Atlantic Railroad, Superintendent of the Lunatic Asylum, Blind Asylum, and Principal Keeper of the Penitentiary, be printed for the use of this House.

On motion of Mr. BROWN, of Houston, the House adjourned until nine o'clock to-morrow morning.

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FRIDAY, November 2d, 1866.

9 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Hughes.

On motion of Mr. MCWHORTER, of Greene, the documents accompanying the Governor's message were referred to the appropriate committees.

The Clerk proceeded with the call of the roll of counties, when Mr. MOUGHON, of Bibb, reported a bill to be entitled an act to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes.

Mr. JOHNSON, of Forsyth, reported a bill to be entitled an act to regulate the payment of costs, and for other purposes.

The Hon. RICHARD H. BULLOCK, newly elected member from the county of Talbot, appeared, produced his credentials, and, having taken the oath prescribed by the Constitution of the State, took his seat.

Mr. PHILLIPS, of Habersham, reported a bill to be entitled an act for the permanent relief of the people of this State.

Mr. BROCK, of Haralson, reported a bill to be entitled an act to alter and change an act passed the 6th of March, 1866, known as the Stay Law.

Mr. HOLLIS, of Marion, reported a bill to change the time of holding the Superior Court for the county of Marion.

Also, a bill to explain an act to increase the fees of the Clerk of the Supreme Court, and regulating the fees of Ordinaries, Clerks, Sheriffs and other county officers, approved the 10th of March, 1866.

Mr. RUSSELL, of Muscogee, reported a bill to be entitled

an act to incorporate the Coweta Falls Manufacturing Company of Columbus, Georgia.

Mr. HOLLIDAY, of Stewart, reported a bill to be entitled an act to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19th, 1859.

Mr. WICKER, of Washington, reported a bill to be entitled an act to alter and amend an act passed December 18th, 1817; to amend an act passed 27th of November, 1812, and to amend an act passed December 18th, 1820, to incorporate the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

Mr. FORD, of Worth, reported a bill to be entitled an act to repeal an act passed on the 17th day of March, 1866, organizing a County Court.

Mr. DODSON, of Catoosa, reported a bill to regulate confession fees and jury fees in Catoosa county.

Mr. HILL, of Fulton, reported a bill for the relief of J. I. Miller, former Tax Receiver of the county of Fulton.

Mr. STARR, of White, presented the recommendation of the Grand Jury of White county upon the subject of abolishing the County Court.

Mr. SNEAD, of Richmond, reported a bill to incorporate the Merchants' and Planters' Bank of Augusta.

Mr. MCWHORTER, of Greene, offered the following resolution, which was taken up, read and adopted.

*Resolved*, That Major General A. R. Wright be invited to a seat upon the floor of this House.

Leave of absence was granted to Messrs. Willis, of Talbot, and Robinson, of Appling.

Mr. FRASER, of Liberty, offered a resolution for the appointment of a committee to wait upon the Reverend Clergy of this city, and secure their services to open the House each morning with prayer.

On motion of Mr. HUGHES, of Twiggs, the House adjourned until ten o'clock to-morrow morning.

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SATURDAY, November 3d, 1866,  
10 o'clock, A. M.

The HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Flynn.

Leave of absence was granted to Mr. Fraser, of Liberty, on account of sickness; and to Mr. Frost, of Troup, for a few days on important business.

The bill to be entitled an act to extend the aid of the State to the completion of the Macon and Brunswick Railroad, and for other purposes, was read the second time, and referred to the Committee on Agriculture and Internal Improvement.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit :

A bill to regulate the payment of costs, and for other purposes.

Also, a bill to be entitled an act for the permanent relief of the people of this State.

Also, the bill to be entitled an act to alter and change an act passed on the 6th March, 1866, known as the Stay Law.

Also, the bill to be entitled an act to explain an act to increase the fees of the Clerk of the Supreme Court, and regulating the fees of Ordinaries, Clerks, Sheriffs and other county officers, approved 10th March, 1866.

Also, the bill to be entitled an act to repeal an act passed on the 17th of March, 1866, organizing a County Court.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to be entitled an act to change the time of holding the Superior Court for the county of Marion.

Also, a bill to be entitled an act to incorporate the Coweta Falls Manufacturing Company of Columbus, Georgia.

Also, a bill to be entitled an act to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19th, 1859.

Also, a bill to be entitled an act to regulate confession fees and jury fees in Catoosa county.

Also, a bill to be entitled an act to alter and amend an act passed December 18th, 1817, to amend an act passed 27th November, 1812, and to amend an act passed December 18th, 1820, to incorporate the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

The bill to incorporate the Merchants' and Planters' Bank of Augusta, was read the second time and referred to the Committee on Banks.

The bill to be entitled an act for the relief of J. I. Miller, Tax Receiver of the county of Fulton, for the year 1864, was read the second time and ordered to be engrossed.

The HOUSE took up the resolution appointing a committee to wait upon the Rev. Clergy of this city and secure their services to open the House each morning with prayer; which, on motion, was read and adopted. The committee appointed under said resolution are Messrs. Fraser, Weaver and Holliday.

Mr. DODSON, of Catoosa, offered the following resolution, which, on motion, was taken up, read and adopted :

*Resolved*, That the Messenger of this House be instructed to call upon the State Librarian for copies of the Journals and Acts of the last session of the Legislature for the use of each member of this House.

Mr. HOWARD, of Bartow, reported a bill to be entitled an act to provide for submitting the question of removing the county site of Bartow county to the legal voters of said county; and to provide for appointing Commissioners and rebuilding the public buildings in said county, and to prevent fraud in the election to be held to remove said county site.

Mr. SNEAD, of Richmond, reported a bill to change the time of holding the Superior Courts of the county of Richmond.

Also, a bill to amend an act, entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State in the State or Confederate States armies, by striking out the word "indigent" whenever occurring in said act.

Mr. STALLINGS, of Coweta, reported a bill to alter and amend the 3499th section of the revised Code of Georgia.

Also, a bill to alter and amend the 324th section of the revised Code of Georgia.

Mr. SIMS, of Bartow, reported a bill to make valid contracts of apprenticeship made by citizens of Georgia with agents of the Freedmen's Bureau.

Mr. HARDEMAN, of Bibb, reported a bill for the relief of Joel Branham, Jr., and to authorize the payment of the balance due him for his salary as Solicitor General of the Macon Circuit.

Mr. WEAVER, of Clay, reported a bill to be entitled an act to change the time of holding the Superior Court of Clay county.

Mr. HICKS, of Johnson, reported a bill for the relief of Martha E. McVay, of Johnson county.

Mr. MALLARD, of McIntosh, reported a bill to change the time of holding the Superior Court of McIntosh county, and to regulate the proceedings therein.

Mr. STEWART, of Spalding, reported a bill to change the times of holding the Superior Courts of Spalding county.

Also, a bill to extend the aid of the State in the construction and completion of such Railroads as are now in process of construction, and of such as may be hereafter placed in process of construction, and for other purposes.

Also, a bill to amend an act creating a County Court, and for other purposes.

Mr. DuBOSE, of Hancock, reported a bill to extend the time within which Tax Collectors in this State shall be

required to make their final returns to the Comptroller General for the present year.

Mr. HUMPHRIES, of Lincoln, reported a bill to amend the second section of an act entitled an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period, passed March 6th, 1866, over the veto of the Governor.

Mr. KIBBEE, of Pulaski, reported a bill to alter and amend section 3807 of the Code of Georgia.

Also, a bill to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said Commissioners; also, to incorporate the town of Grooverville, in Brooks county, and for other purposes, approved December 8th, 1859.

Leave of absence was granted to Messrs. Bird, of Mitchell; McClendon, of Wilkes; Davenport, of Oglethorpe; Durham, of Clarke, and Hudson, of Harris.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have agreed to a joint resolution, appointing a committee of three, on the part of the Senate, and five on the part of the House of Representatives, to take into consideration the practical workings of the County Court, and for other purposes.

The Committee, on the part of the Senate, consists of Messrs. J. A. W. Johnson, Vanduzer and Bower.

On motion, said resolution was taken up, read and adopted.

The Committee on the part of the House, are Messrs. Ridley, Russell of Muscogee, Pottle, Morris, of Franklin, and Ford.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* I am directed by the Governor to return to the House of Representatives, in which they originated, the following acts, to-wit:

An act to appropriate any moneys in the treasury of the county, or in the control of the Justices of the Inferior Court of Pickens, arising from the sale of cotton, since the surrender of the armies of the Confederate States.

An act to authorize the payment of certain claims against the Western & Atlantic Railroad.

An act to incorporate the "Muscogee Insurance and Industrial Association;" and

An act to incorporate the "American Insurance and Industrial Agency;" with a communication in writing.

On motion, the communication in writing was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT,  
MILLEDGEVILLE, GEORGIA, November 3d, 1866.

*To the House of Representatives:*

An Act entitled, "An Act to appropriate any moneys in the treasury of the county, or in the control of the Justices of the Inferior Court of Pickens county, arising from the sale of cotton since the surrender of the armies of the Confederate States," which originated in your body, was brought to me too late to be returned before your adjournment. It seems to me, in the present state of my information, to be very unusual legislation. It is not stated in the act to whom the fund appropriated belongs—whether to the county of Pickens or to the State of Georgia—nor is its amount stated. From the recital, that it is in the county treasury, or in the control of the Justices of the Inferior Court of Pickens county, it would seem to be a part of the county fund. But, if so, why is the Legislature called upon to appropriate it? It is not an authority to the Inferior Court to appropriate the fund, but an absolute appropriation of it. I refer to the unusual character of the act that, in the event of further action upon it, a more definite shape may be given to it. I could not, under any circumstances, have approved the act, because it was not signed by the President of the Senate.

I also return to the House of Representatives, in which it originated, a bill to be entitled, "An Act to authorize the payment of certain claims against the Western & Atlantic Railroad," which I cannot approve, and which came to me too late to be returned before the adjournment.

John W Glenn was not the appointee or representative of the State of Georgia, nor subject to her control. He was the Military Superintendent of that road whilst it was in the possession and under the control of the United States Government. All of the earnings of that road, during his superintendency, went to that Government and have never yet been accounted for to the State of Georgia. If ever accounted for it will, doubtless, be after deducting the expenses.

The State of Georgia did not make and is not responsible for contracts with those employees, during that time, which is well known to those contractors, and she is in no condition to pay debts, other than her own.

Services rendered in taking care of railroad property, not under the control of John W Glenn, and not in the service of the United States, require no legislation and will be provided for when presented, accompanied by sufficient evidence.

I also return herewith—unapproved by me—to your body, in which they originated, two acts, severally entitled "An

Act to incorporate The Muscogee Insurance and Industrial Association;" and "An Act to incorporate The American Insurance and Industrial Agency." I have observed that the General Assembly in granting charters to monied associations, (very many of which were incorporated during their last session,) were usually careful to limit the amount of capital to be employed. This seems to me to be a very salutary precaution. There is in the history of Georgia Legislation abundant precedent for it. Indeed, it may be said to be a settled policy. In the two acts above recited, there is no such limitation, although the powers conferred are very broad, and their range of operation very extended. Whilst useful enterprises, to be carried out by associated capital, should be liberally encouraged, care should be taken not to entrust them with too much power. Believing, for these reasons, that such limitation was inadvertently omitted, I have deemed it proper to return the acts unsigned, and invite your reconsideration of them.

CHARLES J. JENKINS.

On motion of Mr. McCUTCHIN, the bill vetoed by the Governor to appropriate any moneys in the treasury of the county, or in the control of the Justices of the Inferior Court of Pickens, arising from the sale of cotton since the surrender of the armies of the Confederate States, was taken up, and referred to the Committee on Finance.

On motion of Mr. JOHNSTON, of Pierce, the House adjourned until 10 o'clock, Monday morning next.

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MONDAY, November 5th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

The Clerk proceeded to call the roll of the counties, when Mr. HOWARD, of Bartow, reported a bill to be entitled an act to reduce the taxes and to define the powers of the Town Council in the town of Cartersville, in Bartow county.

Mr. PEEPLES, of Berrien, reported a bill to be entitled an act to amend the certiorari laws of this State.

Mr. HODGES, of Butts, reported a bill to be entitled an act to authorize J. M. Hardaway, of Butts county, to prescribe for and practice in cases of cancer and like diseases, and to have, receive and recover reasonable pay for his medicines, prescriptions and services in such cases.

Mr. RIDLEY reported a resolution bringing on the election

for State Printer on Wednesday next, which, on motion, was taken up, read and adopted.

Mr. J. B. JONES reported a bill to be entitled an act to promote the agricultural interests of Georgia.

Also, a bill to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.

Mr. WOODS, of Floyd, reported a bill to amend the 2013th section of the Code of this State.

Mr. RUSSELL, of Chatham, reported a bill to amend an act entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved 17th March, 1866.

Mr. BROWN, of Early, offered a resolution to provide for furnishing the committee rooms, etc.

Mr. WOODS, of Floyd, reported a bill to extend the time now provided by law for the collection of notes, bonds, bills and accounts and other liquidated demands, and for other purposes.

Mr. MADDOX, of Fulton, reported a bill to amend the charter of the Georgia Western Railroad.

Mr. HILL, of Fulton, reported a bill to authorize the redemption of certain change bills issued by the Superintendent of the Western & Atlantic Railroad.

Also, a bill to repeal an act entitled an act to perfect service against Express Companies, approved Feb. 23d, 1866, and to declare of force an act entitled an act to facilitate suits against Express Companies in this State, assented to 18th April, 1863.

Also, a resolution requiring his Excellency, the Governor, to proclaim a day for fasting, humiliation and prayer.

Mr. BROCK, of Haralson, reported a bill to provide for paying money to each wounded, disabled soldier the value of each leg or arm that he may be entitled to under an act of the General Assembly, approved 13th March, 1866, provided he is wounded in such a way that a leg or arm would be of no advantage to him.

Also, a bill to repeal all laws now of force in this State creating a lien on personal property, where the same has passed into the hands of a third person.

Mr. ALEXANDER, of Houston, reported a bill to repeal sections 4640, 4641, 4642 and 4643 of the Code of Georgia.

Also, a bill to prescribe and regulate the relation of husband and wife between persons of color.

Mr. HICKS, of Johnson, reported a bill to provide for calling a convention to alter and change the Constitution of the State of Georgia, so as to reduce the number of members



in the House of Representatives, and to limit the powers of said convention, etc.

Mr. HOWARD, of Lumpkin, reported a bill for the relief of Carrie Crook, former wife of J. M. Crook, of Lumpkin county, Georgia.

Mr. HOLLIS, of Marion, reported a bill to make the Justices of the Peace in Marion county *ex officio* Road Commissioners for their respective districts.

Mr. TUCKER, of Meriwether, reported a bill to regulate the pay of Grand and Petit Jurors of the county of Meriwether, and to repeal conflicting laws.

Also, a bill to appoint a time for holding elections by the General Assembly.

Mr. MOSES, of Muscogee, reported a bill to define the statute of limitations on all actions accruing anterior to the first day of June, 1865.

Also, a resolution to refer so much of the Governor's Message as relates to the Constitutional Amendment to a special committee.

Also, a bill to amend an act entitled an act to incorporate the Water Lot Company of the city of Columbus.

Also, a bill to perfect service against corporations.

Also, a bill to amend the 3253d section of the Code of Georgia.

Mr. RAGSDALE, of Paulding, reported a bill for the pardon of Pinckney A. Lewis, an idiot, now confined in the Penitentiary for the crime of larceny.

Mr. KIBBEE, of Pulaski, reported a bill to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, or to employ such without the consent of their original employers, before the expiration of their contract.

Mr. DOZIER, of Quitman, reported a bill for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy.

Mr. SHAW, of Stewart, reported a bill to define the duties of persons owning adjoining lands.

Mr. BULLOCK, of Talbot, reported a bill to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

Mr. WOMBLE, of Upson, reported a bill to reduce the jurisdiction of Justices Courts of this State to thirty days.

Mr. POTTLE, of Warren, reported a bill to amend section three, article fourth, of the revised Code of Georgia.

Also, a bill for the relief of John B. Hudson, of Warren county.

Also, a bill to repeal an act entitled an act to alter and

amend the Penal Code of Georgia, assented to March 20, 1864.

Mr. PHILLIPS, of Habersham, reported a bill to authorize the Justices of the Inferior Court of Habersham county to levy a tax upon land for the Soldiers' Association, to provide for the collection of the same, and for other purposes.

Mr. SPEER, of Sumter, offered a resolution tendering the use of the hall to Rev. Jesse H. Campbell, on Thursday evening next, to deliver an address.

Also, a resolution for the printing of two hundred copies of the rules of the House.

Mr. FRASER, from the committee appointed to wait upon the Reverend Clergy and secure their services to open the session each morning with prayer, reported that the committee had performed their duty, and secured the services of the Rev. Mr. Flynn, of the Presbyterian Church.

The House took up the report of the committee on the bill to incorporate Coweta Falls Manufacturing Company of Columbus, Georgia.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate confession fees and jury fees in Catoosa county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Superior Court of the county of Marion.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act passed December the 18th, 1817; to amend an act passed 27th November, 1812, and to amend an act passed December the 18th, 1820, to incorporate the town of Sandersville, in the county of Washington, and to vest certain powers in the Commissioners thereof.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills were read the second time, and committed for a third reading, to-wit:

A bill to provide for submitting the question of removing the county site of the county of Bartow to the legal voters of said county, and to provide for the appointing of Commissioners and rebuilding of the public buildings in said county, and to prevent fraud in the election to be held to remove said county site.

Also, a bill to change the time of holding the Superior Court for the county of Richmond, and for other purposes.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have agreed to a joint resolution referring that portion of the Message of his Excellency, the Governor, relating to the proposed amendment of the Constitution of the United States, to the joint committee of the two houses, on the state of the Republic, which I am directed to transmit forthwith to the House of Representatives.

On motion of Mr. RIDLEY, said resolution was taken up and agreed to.

On motion of Mr. RIDLEY, Mr. MOSES was added to the Committee on the State of the Republic.

The bill to alter and amend the 3499th section of the revised Code of Georgia was read the second time and referred to the Committee on the Judiciary.

The bill to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19th, 1859, was laid on the table for the present.

On motion of Mr. RIDLEY, the House adjourned until ten o'clock to-morrow morning.

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TUESDAY, November 6th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Mr. French, of Schley, on account of sickness; also, to Mr. Vason, of Dougherty, and Mr. Dodson, of Catoosa, for a few days on important business.

Mr. ADAMS, of Clarke, reported a bill to amend an act to incorporate the Southern Mutual Insurance Company, approved December 29th, 1847.

Mr. POTTLE, of Warren, reported a bill to amend an act, entitled An Act to fix the times of holding the Supreme Court of this State, and for other purposes, assented to February 20th, 1866.

Also, a bill to amend the revised Code.

Mr. KIBBEE, of Pulaski, reported a bill to be entitled An Act to incorporate the Hawkinsville Manufacturing Company.

Mr. McCOMBS, of Baldwin, reported a bill to incorporate the Mossiel Manufacturing Company.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to amend an act regulating the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859, and for other purposes.

A bill in relation to juries.

A bill for the relief of Nancy A. E. Baldwin, of the county of Stewart.

A bill to amend an act incorporating the town of Elberton, approved 19th February, 1866, by giving additional powers to the Council of said town.

A bill to repeal an act, approved March 4th, 1856, to compensate the grand and petit jurors of the county of Tattnall.

Also, to repeal an act, approved March 4th, 1856, to authorize the Inferior Court of Tattnall county to levy an extra tax for the purpose of paying the grand and petit jurors of said county.

Mr. DODSON, of Catoosa, reported a bill for the relief of James M. Anderson, of Catoosa county, and certain other persons therein mentioned.

On motion, the rule was suspended, and the House took up the resolution ordering the printing of two hundred copies of the rules of the House, which was read and adopted.

The House took up the report of the committee on the bill to be entitled, An Act to submit the question of the removal of the county site of Bartow county to the legal voters of said county, and to provide for the appointing Commissioners and rebuilding of the public buildings in said county, and to prevent fraud in the election to be held to remove said county site.

Mr. SIMS, of Bartow, offered a substitute for said bill, which was received.

Mr. BROCK, of Haralson, moved to amend the substitute by striking out the words, "first Monday in April," and insert in lieu thereof the words, "first Monday in January next," which motion prevailed.

Mr. MORRIS, of Franklin, moved further to amend by adding the word "legal" before the word "voters," which amendment prevailed.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The following bills were read the second time and committed for a third reading, to-wit:

A bill to alter and amend 324th section of the revised Code of Georgia.

Also, a bill to make valid contracts of apprenticeship made

by citizens of Georgia with agents of the Freedmen's Bureau.

Also, a bill to change the time of holding the Superior Court of the county of McIntosh, and legalizing its proceedings.

Also, a bill to extend the time within which Tax Collectors in this State shall be required to make their final returns to the Comptroller General for the present year.

Also, a bill to reduce the tax and define the powers of the Town Council of Cartersville, in Bartow county.

Also, a bill to alter and amend an act, entitled "An Act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint Commissioners for the same, and to confer certain powers upon said Commissioners; also, to incorporate the town of Grooverville, in Brooks county, and for other purposes, approved December 8th, 1859.

Also, a bill for the pardon of Pinckney A. Lewis, an idiot, now confined in the Penitentiary for the crime of larceny.

Also, a bill to regulate the pay of grand and petit jurors of the county of Merriwether, and to repeal conflicting laws.

Also, a bill to amend the charter of the Western Railroad.

Also, a bill to amend the charter of the Water Lot Company of Columbus, Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have concurred in the resolution of the House of Representatives in relation to the election of a State Printer.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill for the relief of Martha E. McVay, of Johnson county.

Also, a bill to change the time of holding the Superior Courts of Spalding county, and for other purposes.

Also, a bill to alter and amend section 3807 of the Code of Georgia.

Also, a bill to amend the second section of an act, entitled An Act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances and within a limited period, passed March 6th, 1866, over the veto of the Governor.

Also, a bill to amend the *certiorari* laws of this State.

Also, a bill to authorize J. M. Hardaway, of Butts county, to prescribe for and practice in cases of cancer and like diseases, and to have, receive, and recover reasonable pay for his services, etc.

Also, a bill to extend the time now provided by law for the

collection of notes, bonds, bills and accounts, and other liquidated demands in the State of Georgia.

Also, a bill to amend the 2013th section of the Code of Georgia.

Also, a bill to amend an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved 17th March, 1866.

Also, a bill to repeal an act, entitled An Act to perfect service against Express Companies, approved February 23d, 1866, and to declare of force an act, entitled An Act to facilitate suits against Express Companies in this State, assented to 18th day of April, 1863.

Also, a bill to prescribe and regulate the relation of husband and wife between persons of color.

Also, a bill to repeal sections 4640, 4641, 4642 and 4643 of the Code of Georgia.

Also, a bill to repeal all laws of force in this State creating a lien on personal property when the same has passed into the hands of a third person.

Also, a bill to appoint a time for the holding of elections by the General Assembly.

Also, a bill to provide for the holding of a Convention to alter and change the Constitution of the State of Georgia so as to reduce the number of the members of the House of Representatives, and to limit the powers of said Convention, etc.

Also, a bill to define the statute of limitations on causes of action arising prior to 1st June, 1865.

Also, a bill for the relief of Carrie Crook, former wife of J. M. Crook, of Lumpkin county, Georgia.

Also, a bill to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, or to employ such, without the consent of the original employers, before the expiration of their contracts.

Also, a bill to amend the 3253d section of the Code of Georgia.

Also, a bill to make Justices of the Peace of Marion county *ex officio* road commissioners for their respective districts.

Also, a bill to reduce the jurisdiction of Justices' Courts of this State to thirty dollars.

Also, a bill to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

Also, a bill for the relief of Benjamin S. Cook, of the county of Quitman, and to save him from pains and penalties of bigamy.

Also, a bill to perfect service against corporations.

Also, a bill to amend section 3, article 4th, of the revised Code of Georgia.

Also, a bill to authorize the Justices of the Inferior Court

of Habersham county to levy a tax upon land for the benefit of the Soldiers' Association, to provide for the collection of the same, and for other purposes.

Also, a bill to repeal an act, entitled An Act to alter and amend the penal Code of Georgia, assented to March 20th, 1866.

The following bills were read the second time, and referred to the Committee on Agriculture and Internal Improvement, to-wit:

A bill defining the duties of persons owning adjoining lands.

Also, a bill to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.

Also, a bill to promote the agricultural interests of Georgia.

Also, a bill to extend the aid of the State in the construction and completion of such railroads as are now in process of construction, and of such as may hereafter be placed in process of construction, and for other purposes.

The following bills were read the second time, and referred to the Finance Committee, to-wit:

A bill to be entitled an act for the relief of Joel Branham, Jr., and to authorize the payment of the balance due him for his salary as Solicitor General of the Macon circuit.

Also, a bill to be entitled an act to authorize the redemption of certain change bills issued by the Superintendent of the Western & Atlantic Railroad.

Also, a bill to be entitled an act to pay to each wounded soldier, in money, the value of each arm or leg that he may be entitled to, provided that he cannot use such leg or arm.

Also, a bill to be entitled an act for the relief of John B. Hudson, of Warren county.

The bill to amend an act creating a County Court, and for other purposes, was read the second time and referred to the special committee on that subject.

The bill to change the time of holding the Superior Court in Clay county, was read the second time and ordered to be engrossed.

The bill to amend an act, entitled An Act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State in the State or Confederate States armies, by striking out the word "indigent" wherever occurring in said act, and for other purposes, was read the second time and referred to a select committee of six—consisting of Messrs. Snead, Phillips, Dodson, French, and Sims of Bartow.

The following resolutions were read and adopted, to-wit:

A resolution tendering the use of the Representatives Hall

to the Rev. Jesse A. Campbell, on Thursday evening next, to deliver an address.

Also, a resolution to furnish the committee rooms with chairs and desks, etc.

Also, a resolution setting apart Thursday, the 22d instant, as a day of fasting, humiliation and prayer, and asking the Governor to proclaim said day as such.

Mr. GLENN, of Whitfield, offered a resolution authorizing J. W. Avery, Esq., to lay before any committee heretofore appointed, or which may hereafter be appointed, a Digest of the Decisions of the Supreme Court prepared by himself, which, on motion, was taken up, read and adopted.

The resolution referring so much of the Governor's Message as relates to the Constitutional Amendment to a special committee, was withdrawn.

On motion, the House adjourned until 10 o'clock to-morrow morning:

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WEDNESDAY, November 7th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Leave of absence was granted to Messrs. Kirby of Chattooga, and Mallard of McIntosh, on account of sickness.

The Clerk proceeded to call the roll of counties, when Mr. WOMBLE, of Upson, reported a bill to remit four thousand dollars of the State tax, arising from State taxes from Upson county, to the Inferior Court for the purpose of building a jail.

Mr. RIDLEY, of Troup, reported a bill to alter and amend section 4283 of the Code of Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill in regard to effecting service of bills in equity to marshal assets of the estates of deceased persons.

A bill to amend the 3401st section of the Code of Georgia.

A bill to reduce the bonds of Sheriffs in certain counties therein named.

A bill to amend the charter of the city of Albany.

The Senate have also agreed to a joint resolution in reference to furnishing the counties of Fannin and Pickens with



certain books, in which they ask the concurrence of the House of Representatives.

The following message was received from his Excellency, the Governor, by Mr. Hunter, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed a resolution to bring on the election of State Printer.

Mr. McCULLOUGH, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolution, to-wit:

Resolution to bring on the election of State Printer.

Mr. WILLIS, of Talbot, reported a bill to alter and amend the 31st section of an act, entitled An Act to organize a County Court, define its jurisdiction, and for other purposes.

Also, a bill to alter and amend the 638th section of the Code.

Mr. BULLOCK, of Talbot, reported a bill to repeal the second section of an act to authorize any Sheriff, Constable, or other arresting officer of any county of this State, to arrest in any county, wherever found, any person charged with crime, under a warrant issued by any judicial officer of the State, and to carry the accused to the county in which the crime is alleged to have been committed for examination, approved 17th March, 1866, and to define the duty of arresting officers in this State.

Mr. McWHORTER, of Oglethorpe, reported a bill declaratory of the law touching contracts, debts, liens, obligations, made and entered into prior to the 1st day of June, 1865, where the credit given was based in part or in whole upon slave property, and to prevent the collection of the same except in the rates which the value of all property, other than slave property, bore to the value of slave property of the debtor at the time the credit was given or the obligation incurred.

Mr. BUSH, of Miller, reported a bill to prevent the obstruction of Spring creek so far as relates to the counties of Miller, Decatur and Early.

Mr. DIXON, of Macon, reported a bill to incorporate the town of Marshallville, in the county of Macon.

Mr. MOSES, of Muscogee, reported a bill to amend the act incorporating the Georgia Home Insurance Company.

Mr. BAKER, of Lowndes, reported a bill to provide for the payment of the salaries and pay of certain civil officers of this State, and for other purposes.

Mr. McCULLOUGH, of Jones, reported a bill for the relief of the estate of John C. Dumas, late of Jones county, deceased.

Mr. ALEXANDER, of Houston, reported a bill to amend the 4451st section of the Code of Georgia.

Mr. PEEBLES, of Henry, reported a bill to amend an act, assented to 12th March, 1866, entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State in the State or Confederate States armies.

Mr. JOHNSON, of Henry reported a bill to authorize George W. Rape and Jesse W Goodman to peddle in the counties of Henry and Butts without license.

Also, a bill to consolidate the offices of Clerk of the Superior and Inferior Courts for the county of Henry.

Mr. PHILLIPS, of Habersham, reported a bill to encourage sheep raising in this State.

Mr. JOHNSON, of Forsyth, reported a bill to amend the homestead law.

Mr. WOOD, of Floyd, reported a bill to repeal so much of an act, entitled an act to organize a County Court, define its jurisdiction, and for other purposes, as relates to giving civil jurisdiction over such matters as was heretofore cognizable in the Inferior and Justices Courts, and establishing regular terms of said Court, and creating the office of Bailiff in said Court.

Also, an act to authorize the transfer of all civil cases now on the dockets of the Inferior Court to the County Court.

Also, an act to repeal section 285, except the 5th clause; and, also, to repeal the 1st, 2d and 3d clauses of section 287, article 1st, title 5, chapter 4, of the Code of Georgia—all approved March 17, 1866, etc.

Mr. PHILLIPS, of Habersham, reported a bill for the relief of J. J. Anderson, former employee of the Western & Atlantic Railroad.

Mr. UMPHREY, of Fannin, reported a bill to amend the Stay Law of 1866, so as to allow purchasers of property from non-resident debtors the right to pay the one-fourth of the debt or demand upon judgment obtained against such property.

Mr. STALLINGS, of Coweta, reported a bill to authorize guardians and others to compromise claims under certain circumstances.

Mr. WILKERSON, of Columbia, reported a bill for the relief of Henry S. Harris, a citizen of this State, maimed while serving in the 3d Arkansas cavalry of the late Confederate army.

Mr. SWEARINGEN, of Decatur, reported a bill to regulate the manner of giving in lands for taxation and the sale and redemption thereof, and for other purposes.

Mr. GREEN, of Cobb, reported a bill explanatory of the sixth section of an act, entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved March 3d, 1866.

Also, a bill for the relief of Mariah A. Harrison, J. J. Northcutt and brother, and John T. Burkhalter.

Mr. RUSSELL, of Chatham, reported a bill to reorganize the fire department of the city of Savannah.

Mr. HODGES, of Butts, reported a bill to allow Joseph Jolley, of Butts county, to peddle in said county without obtaining a license.

Mr. J. B. JONES, reported a bill to authorize the working the convicts of the several counties of this State upon the public roads and causeways, and for other purposes.

Mr. PEEPLES, of Berrien, reported a bill to amend the road laws of this State.

Mr. SIMS, of Bartow, reported a bill to appropriate money for the payment of J. R. Wickle, State agent.

Mr. HOWARD, of Bartow, reported a bill to amend the 16th section of the act incorporating the town of Adairsville, in Bartow county.

Mr. STARR, of White, reported a bill for the relief of administrators, executors and trustees in certain cases.

Mr. GLENN, of Whitfield, reported a bill to allow parties, upon the trial of any suit in the Courts of this State, to give in evidence any matter that may be material to ascertain the equities between parties, and to arrive at the appreciation the parties give to the evidence of the contract at any time and the consideration thereof, and the currency in which payment was to be made, and the value of such currency, at any time, and the value of the consideration.

Mr. RHODES, of Walker, reported a bill to alter and amend the law now in force which requires citation for letters of administration and notice of application to sell the property of decedants to be published in a gazette.

Mr. LAWSON, of Putnam, reported a bill to amend the act creating the County Court.

Mr. FRENCH, of Schley, reported a bill to amend an act, entitled an act to incorporate the town of Ellaville, in Schley county, approved November 23d, 1859.

Mr. MITCHELL, of Thomas, reported a bill to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars for the purpose of taking stock in the South Georgia & Florida Railroad, and for other purposes.

Mr. PHILLIPS, of Habersham, offered a resolution appointing Mrs. Helena Dorsey, of Atlanta, Georgia, agent for the

State Orphans' Home; which, on motion, was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

On motion of Mr. MORROW, the Clerk was directed to inform the Senate that the House of Representatives is now ready to receive them in their hall to proceed with the election of a State Printer.

The Senate attended in the hall of the House of Representatives, when the General Assembly proceeded with the election of a State Printer, the members voting *viva voce*, and on receiving and counting up the vote it appeared that Mr. J. W. Burke had received 108 votes, and that Mr. R. M. Orme had received 68 votes.

Those voting for Mr. J. W. Burke, are Messrs.

Beall, O. P.,	Gresham,	Redding,
Bell, W. R.,	Johnson, J. A. W.,	Russell,
Blount,	Johnson, J. F.,	Smith, O. L.,
Bower,	Manson,	Strozier,
Brown,	McDaniel,	Thornton,
Carter,	Mims,	Turner,
Griffin,	Quillian,	Wilcox.
Alexander,	Howard, of Lumpkin	Quillian,
Asbury,	Hockenhull,	Redwine,
Benson,	Hodges,	Rhodes,
Brown, of Houston,	Hudson,	Ridley,
Brock,	Hughes, of Twiggs,	Russell, of Chatham,
Bulloch,	Hughes, of Union,	Sale,
Byington,	Johnson, of Henry,	Scandrett,
Cabaniss,	Jones, J. B., of	Sharp,
Candler,	Burke,	Shaw,
Colley,	Kibbee,	Simms, of Bartow,
Dickson, of Walker,	Lawson,	Speer,
Dixon, of Macon,	Lindsay,	Stallings,
Dodson,	Maddox, of Fulton,	Starr,
Dodds,	Mattox, of Elbert,	Stanton,
Dorsey,	Martin,	Stewart,
Dozier,	McDowell, of Pike,	Sumner,
Ellington,	McWhorter, of	Swann,
Ford,	Greene,	Tench,
French,	McWhorter, of	Thomas,
Gibson,	Oglethorpe,	Tucker,
Glenn,	Morell,	Umphrey,
Green,	Mitchell, of	Wall,
Gunnells,	Gwinnett,	Watkins,
Hand,	Moses,	Weaver,
Harden,	Moughon,	Wilburn,
Harlan,	Oates,	Willis,
Hargett,	Peebles,	Williams, of Bryan,
Holliday,	Peeples,	Williams, of Dooly.
Hollis,	Peeples,	Woods, of Floyd,
Howard, of Bartow,	Pottle,	Womble,

Those voting for Mr. R. M. Orme, are Messrs.

Barwick,	England,	Parris,
Butler,	Ezzard,	Patterson,
Casey,	Freeman,	Strickland,
Crawford,	Kenan,	Vanduzer,
Daley,	Moore,	Mr. President.
Dickey,	Owens,	
Adams,	Hill,	Ragsdale,
Baker,	Hinton,	Robinson, of Laurens
Barnes,	Humphreys,	Robertson, of
Baynes,	Johnston, of Forsyth,	Walton,
Bennett,	Johnston, of Pierce,	Robson,
Boyd,	Johnson, of Wilcox,	Rogers,
Bragg,	McCullough,	Rumph,
Bush,	McCutchen,	Smith, of Clinch,
Cameron,	McComb,	Snead,
Carter,	McRae,	Stapleton,
Cook,	McQueen,	Swearingen,
Dart,	Mizell,	Usry,
DuBose,	Morris, of	White,
Edge,	Montgomery,	Wicker,
Evans,	Morris, of Franklin,	Wilkerson,
Fincannon,	Morrow,	Woods, of Morgan,
Grogan,	Mitchell, of Thomas,	Woodward,
Hicks,	Powell,	

Mr. J. W. Burke having received a majority of the whole number of votes polled, was declared duly elected State Printer.

The Senate repaired to their Chamber, and, on motion, the House adjourned until 10 o'clock to-morrow morning.

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THURSDAY, November 8th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. RUSSELL, of Muscogee, reported a bill to be entitled an act, to grant to the corporation of the city of Columbus the North, South and East Commons of said city, and to authorize the Mayor and Council of said city to have the said commons surveyed into lots, and to sell the same upon such terms and conditions as may be prescribed, and to apply one-fourth of the proceeds to common schools in said city, and the remaining three-fourths to the payment of the bonds and interest issued by said corporation in aid of the several railroads in which said corporation has subscribed for stock.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills:

A bill to amend an act incorporating the city of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

A bill to repeal section 940 of the Code, and to substitute a section in lieu thereof.

A bill to enable the Justices of the Inferior Courts of the several counties of this State to raise funds to build their court-houses and jails, where they have been destroyed by the Federal army.

The Senate have also agreed to the following resolutions of the House of Representatives, to-wit:

A resolution setting apart Thursday, the 22d instant, as a day for fasting, humiliation and prayer.

Also, a resolution in relation to the appointment of Mrs. Helena Dorsey, of the city of Atlanta, as Agent of the State Orphan Home, and for other purposes.

MR. WOODS, of Floyd, reported a bill to be entitled an act to approve the consolidation of certain railroad companies therein named, and to authorize the consolidated company to adopt a corporate name.

MR. ATKINSON, of Camden, reported a bill to authorize the Inferior Court of Camden county to levy a special tax for county purposes.

MR. HARDEMAN, of Bibb, reported a bill to incorporate the Raccoon Coal Mining Company, and to extend the provision of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

MR. JOHNSON, of Wilcox, reported a bill to change the line between the counties of Wilcox and Pulaski.

MR. SNEAD, of Richmond, reported a bill to repeal the 29th section of an act to incorporate the Columbia & Augusta Railroad Company.

Also, a bill to repeal the 12th section of an act, approved the 3d of March, 1866, and entitled an act to levy and collect a tax for the support of the government for the year 1866, and for other purposes.

MR. STALLINGS, of Coweta, reported a bill to authorize administrators to perfect titles to lands in certain cases.

MR. MORRIS, of Franklin, reported a bill to amend 1578 and 1579 paragraphs of the Code of Georgia.

MR. J. B. JONES, of Burke, reported a bill to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

Mr. RIDLEY, of Troup, reported a bill to prevent persons from hunting and fishing on the lands of others without permission of the owners thereof.

Mr. SWANN, of Greene, reported a bill to allow defendants to be witnesses in certain cases therein mentioned.

Mr. McWHORTER, of Greene, reported a resolution authorizing the printing of additional copies of the report of the Comptroller General.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts of the county of McIntosh, and legalize the proceedings.

The House took up the report of the committee on the bill to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain powers upon said commissioners.

Also, to incorporate the town of Grooversville, in Brooks county, and for other purposes, approved December 8th, 1859.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the charter of the Georgia Western Railroad.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the charter of the Water Lot Company of Columbus.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to reduce the tax and define the powers of the Town Council of Cartersville, in Bartow county.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the engrossed bill to change the time of holding the Superior Courts of the county of Clay, which was read the third time, and passed.

The House took up the report of the committee on the bill to make valid contracts of apprenticeship made by citizens of Georgia with agents of the Freedmen's Bureau.

The report was agreed to, and the bill was read the third time, and passed.

The House took up the report of the committee on the bill to extend the time within which Tax Collectors in this State shall be required to make their final returns to the Comptroller General for the present year.

Mr. DORSEY moved to amend by striking out "1st of

January next," and insert in lieu thereof the words "1st of March next," which was agreed to.

The report, as amended, was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to regulate the pay of grand and petit jurors of the county of Meriwether.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved March, 1866.

The report was agreed to; the bill was read the third time, and passed.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to make the Justices of the Peace in Marion county *ex officio* Road Commissioners for their respective districts in Marion county, which they recommend do pass.

Also, a bill to be entitled an act to define the residence of corporations and to perfect service on the same, which they recommend do pass.

Also, a bill to be entitled an act to amend an act entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved 17th March, 1866. The committee recommend the bill do pass, with the following amendments: by striking out the word "the" in the 8th line of 1st section, and inserting "this" before the word act, and striking out after the word "act" the words, "of which this is amendatory."

Also, a bill to be entitled an act to appoint a time for holding elections by the General Assembly. The committee report a substitute, which they recommend do pass, in lieu of the original.

Also, a bill to be entitled an act to reduce the jurisdiction of Justices' Courts of this State to thirty dollars. Recommend that it do not pass.

Also, a bill to be entitled an act to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays. Recommend it do not pass.

Also, a bill to be entitled an act to authorize J. M. Hardaway, of Butts county, to prescribe for and practice in cases of cancer and like diseases, and to have, receive, and recover



reasonable pay for his medicines, prescriptions and services in such cases. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend the 3499th section of the Revised Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to prescribe and regulate the relation of husband and wife between persons of color. Recommend it do not pass.

Also, a bill to be entitled an act to provide for the call of a Convention to alter and change the Constitution of the State of Georgia, so as to reduce the number of members of the House of Representatives, and to limit the power of said Convention to the specific purpose aforesaid. Recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

The House took up the report of the committee on the bill to perfect service against corporations.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to make the Justices of the Peace in Marion county *ex officio* road commissioners for their respective districts.

The report was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to appoint a time for holding elections by the General Assembly, for which the committee had reported a substitute.

The report was agreed to; the bill was read the third time, and passed.

The following bills were read the third time, and lost, to-wit:

A bill to reduce the jurisdiction of the Justices' Courts of this State to thirty dollars.

A bill to alter and amend the 3499th section of the Code of Georgia.

A bill to prescribe and regulate the relation of husband and wife between persons of color.

A bill to repeal all laws of force in this State creating a lien on personal property, when the same has passed into the hands of a third person.

A bill to repeal the 1391st section of the Code, and to provide compensation for taking up estrays.

A bill to provide for calling a Convention to alter and change the Constitution, so as to reduce the number of the members of the House of Representatives.

The bill to authorize J. M. Hardaway to practice medicine in cases of cancer, etc., was withdrawn.

The bill to alter and amend the 324th section of the Code, was referred to the Committee on the Judiciary.

Mr. McCULLOUGH, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolutions, to-wit:

Resolution for setting apart 22d instant as a day of fasting, humiliation and prayer.

Also, a resolution to appoint Mrs. Helena Dorsey agent for the State Orphan Home, etc.

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration, the following bills, to-wit:

A bill to be entitled an act for the relief of Joel Branham, jr., and to authorize the payment of the balance due him for his salary as Solicitor General of the Macon Circuit; which they recommend do not pass.

Also, a bill to be entitled an act to authorize the redemption of certain change bills issued by the Superintendent of the Western & Atlantic Railroad; which they recommend do not pass.

F. W. ADAMS,

*Chairman Finance Committee.*

The following bills were read the second time, and committed for a third reading, to-wit:

A bill to incorporate the Mossgill Manufacturing Company.

A bill to amend an act entitled an act to incorporate the Southern Mutual Insurance Company, approved December 29th, 1847.

A bill for the relief of J. M. Anderson, of Catoosa county.

A bill to prevent the obstruction of Spring Creek, so far as relates to the counties of Miller, Decatur, and Early.

A bill to incorporate the town of Marshallville, in the county of Macon.

A bill to amend the act incorporating the Georgia Home Insurance Company.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to be entitled an act to amend the revised Code.

A bill to amend an act entitled an act to fix the times of holding the Supreme Court of this State, and for other purposes, assented to February 20th, 1866.

A bill to alter and amend the 638th section of the Code.

A bill for the relief of the estate of John C. Dumas, late of Jones county, deceased.

A bill to provide for the payment of the salaries and pay of certain civil officers of this State, and for other purposes.

A bill to amend the 4451st section of the Code of Georgia.

A bill to repeal the second section of an act to authorize any sheriff, constable, or other arresting officer of any county of this State, to arrest in any county, wherever found, any person charged with crime, under a warrant issued by any of the judicial officers of this State, and to carry the accused to the county in which the crime is alleged to have been committed, for examination, approved the 17th of March, 1866, and to define the duties of arresting officers in this State.

Also, a bill to be entitled an act to alter and amend section 4283 of the Code of Georgia.

The bill to be entitled an act to incorporate the Hawkinsville Manufacturing Company, of Pulaski county, Georgia, was read the second time, and referred to the Committee on Agriculture and Internal Improvements.

The bill to amend an act assented to on the 12th of March, 1866, entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State, in the State or Confederate States' armies, was read the second time, and referred to the Special Committee on that subject.

The bill to remit four thousand dollars of the State tax, arising from State taxes from Upson county, to the Inferior Court, for the purpose of building a jail, was read the second time, and referred to the Committee on Finance.

The bill to alter and amend the 31st section of an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes, was read the second time, and referred to the special Joint Committee on that subject.

The bill declaratory of the law touching contracts, debts, liens, obligations, made and entered into and incurred prior to the 1st day of June, 1865, where the credit given was based in part or in whole upon slave property, and to prevent the collection of the same, except in the rate which the value of all property other than slave property bore to the value of the slave property of the debtor at the time credit was given, or the obligation incurred, was read the second time, and referred to the Committee on the Judiciary.

The bill to authorize the redemption of certain change bills issued by the Superintendent of the Western & Atlantic Railroad, was lost.

Mr. POTTLE, of Warren, reported a bill to provide a college for the benefit of agriculture and the mechanic arts in the State of Georgia, under acts of Congress, approved respectively the 2d July, 1862, and 14th April, 1864.

Mr. J. B. JONES, of Burke, presented a petition from a number of citizens of Emanuel county, Georgia, which was referred to the Committee on Petitions without being read.

On motion of Mr. ADAMS, Mr. RIDLEY, of Troup, was added to the Committee on Finance.

Mr. BAKER, of Lowndes, was granted leave of absence for a few days on account of sickness.

On motion of Mr. McWHORTER, of Greene, the House adjourned until 10 o'clock to-morrow morning.

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FRIDAY, November 9th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. BROCK, of Haralson, moved a reconsideration of so much of the Journal of yesterday as relates to the rejection of a bill to repeal all laws of force in this State creating a lien on personal property, when the same has passed into the hands of a third person, which motion was lost.

Mr. BULLOCH, of Talbot, moved a reconsideration of so much of the Journal of yesterday as relates to the rejection of a bill to repeal the thirteen hundred and ninety-first section of the Code of Georgia, and to provide compensation for taking up estrays, which motion prevailed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to prevent the distillation of cereals and the seeds of sugar cane into spirituous liquors, in the State of Georgia, until the next General Assembly.

A bill to extend the time of settlement by Tax Collectors with the Comptroller and Treasurer, and for other purposes.

A bill to compel the Judges of the Supreme Court to read their decisions from the bench, and sign the same at the opening of each and every session, and for other purposes.

The Senate have also agreed to the following resolution, in which they ask the concurrence of the House.

A resolution requesting the Governor to furnish certain information to the General Assembly in reference to the Penitentiary.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to regulate confession fees and jury fees in Catoosa county.

A bill to change the time of holding the Superior Court for the county of Marion.

A bill to alter and amend the several acts relating to the town of Sandersville.

The Senate have also passed the bill of the House of Representatives to provide for an election by the citizens of Bartow county to settle the question of the location of their county site, with certain amendments, in which they ask the concurrence of the House of Representatives.

Mr. BYINGTON, of Clayton, moved a reconsideration of so much of the Journal of yesterday as relates to the rejection of a bill to authorize the redemption of certain change bills issued by the Superintendent of the Western & Atlantic Railroad, which motion was lost.

Leave of absence was granted to Messrs. Alexander, of Houston, and Dodds, of Polk, on account of sickness; also, to Mr. Pottle, of Warren, for a few days after to-day, on important business; also, to Mr. Russell, of Chatham, for a few days after to-morrow, on urgent business; also, to Mr. DuBose, of Hancock, for a few days after to-morrow.

On motion of Mr. RIDLEY, of Troup, a seat in the Representative Hall was tendered to the Hon. Hiram Warner.

On motion of Mr. SIMS, of Bartow, the regular order was suspended, the House took up the amendments of the Senate to the bill to provide for an election by the citizens of Bartow county to settle the question of the location of their county site, and concurred in the same.

The Clerk proceeded to call the roll of the counties.

Mr. HAND, of Baker, reported a bill to be entitled an act to change the mode of electing a State Printer, and to repeal 940th, 941st and 957th sections of the Code; and to alter and amend section 944.

Mr. SNEAD, of Richmond, made a report from the special committee on the bill to amend the act for the relief of maimed indigent soldiers, etc.

Mr. HARDEMAN, of Bibb, reported a bill to be entitled an act to incorporate the Ocmulgee Loan and Savings Bank Association, and to confer upon the same certain powers and privileges therein specified.

Mr. J. B. JONES, of Burke, reported a resolution to have printed for the use of the House, five hundred copies of an essay on the labor question, by Frank Schallar, of Athens.

On motion, the rules were suspended, the resolution was taken up and agreed to.

Mr. SHARP, of Cherokee, offered a resolution requesting Congress to reduce the tax on tobacco.

Mr. WALL, of Coffee, reported a bill to be entitled an act to change the county line between the counties of Appling and Coffee.

Mr. GREEN, of Cobb, presented the memorial of Joseph Elsus on the subject of European emigration.

On motion, the rules were suspended, the memorial was taken up and referred to the Committee on Agriculture and Internal Improvements.

Mr. STALLINGS, of Coweta, reported a bill to be entitled an act to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad, and for other purposes.

Mr. TENCH, of Coweta, reported a bill to be entitled an act to alter and amend an act to alter and amend the Penal Code of Georgia.

Mr. ROGERS, of Dade, reported a bill to be entitled an act to require persons owning land in this State to pay tax on the same in the county in which it is located ; to provide for the sale of the land in case of failure, and for other purposes.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have unanimously agreed to a joint resolution in reference to the adoption of the proposed amendments to the Constitution of the United States, in which they invite the concurrence of the House of Representatives.

On motion of Mr. GARTRELL, of Cobb, the rules were suspended, and the House took up the report of the Joint Committee on the State of the Republic upon the proposed amendment to the Constitution of the United States, which is as follows :

## REPORT

### *Of the Joint Committee on the State of the Republic.*

Your committee have serious doubts as to the propriety of discussing the proposed amendments to the Constitution of the United States. They are presented without the authority of the Constitution, and it occurred to us, that as the dignity and rights of Georgia might be compromised by a consideration of the merits of the proposed amendments, that the proper course would be to lay them on the table, or indefinitely postpone their consideration, without one word of debate. We shall depart from this course, only so far as to give the reasons which, to our minds, forbid discussion upon the merits of the proposed amendments.

The argument resolves itself into a few simple propositions.

1st. If Georgia is not a State composing a part of the Federal Government, known as the Government of the United States, amendments to the Constitution of the United States are not properly before the body.

2d. If Georgia is a State composing a part of the Federal

Government, known as the Government of the United States, then these amendments are not proposed according to the requirements of the Federal Constitution; and are proposed in such a manner as forbids this House from discussing the merits of the amendments, without an implied surrender of the rights of the State.

In discussing these propositions, we will endeavor to establish—

1st. That Georgia is a State of the United States, co-equal with all the other States of the Federal Union, and therefore entitled to all the rights and privileges of any and every other State under the Federal Constitution.

2d. That these amendments have not been proposed in either of the methods required by the Fifth Article of the Constitution. We do not propose to discuss whether any political organization, except a State of the Union, can constitutionally consider amendments to the Constitution, because, by the Fifth Article, *proposed amendments* become a part of the Constitution of the United States, when ratified by the Legislatures of three-fourths of the several States, or by conventions in three-fourths of the States, as the one or the other mode of ratification may be proposed by the Congress. With this citation, we shall dismiss what seems to us to be a self evident proposition. Is Georgia one of the United States? might rest upon the fact that the constitutional amendments proposed have been submitted to the Legislature of Georgia for ratification or rejection; but in view of the fact that the radical party now dominant at the North, recognizes the status of the seceding States as States whenever such recognition is necessary to a surrender of rights, and denies the proposition whenever the recognition is essential to their maintenance, it may not be out of place to recur to the history of the Federal Government in order to define the relation of Georgia to the several States of the American Union. Neighboring States certainly have no inherent right to control the political condition of each other. This being the case, thirteen States formerly colonies of Great Britain, formed a political alliance, and established a government called the United States of America. Georgia was one of the original thirteen. Certain political powers were delegated to the General Government, and certain other powers reserved to the States respectively. The delegated powers were expressed in a written instrument called the Constitution of the United States, and the power of the General Government to legislate in any way upon the interest of the several States composing the Union is derived from that instrument, either by express grant or by necessary implication.

Georgia was clearly a State when the Union was formed,

for she was one of the original thirteen States, by whom the Government was created.

Georgia, then, being one of the original States, has never ceased to occupy that relation to her sister States, unless by the Constitution (either expressly or by implication) she has reserved to herself the right to *secede*, or vested in the Legislature or some other department of the government the right to eject her.

Did Georgia have the right to secede? Georgia supposed that when the General Government ceased to answer the purposes of its creation, that she had the right to secede, and did in fact endeavor to withdraw from the Federal Union, in conjunction with ten of her sister States. The remaining or non-seceding States declared the Union to be perpetual and indivisible; but, failing under the Constitution to find any power to coerce a State, Congress resorted to the eighth section, in which the legislative powers are defined, wherein the power is given to the Congress to "suppress insurrection," and on the 29th July, 1861, passed an act to provide for the suppression of rebellion against and resistance to the laws of the United States, and to amend an act "passed February 28th, 1795."

Under this and similar acts the military power of the United States was called forth, *designedly not against the States*, but to suppress insurrection by the people within the States. The United States Government uniformly refused to recognize the acts of secession as State acts, but treated them as the acts of insurgents, rebelling against the authority of the States, and of the United States. Under this political aspect of the case, *no war was ever declared by Congress*, (which is the only power that could declare war,) because a declaration of war would have recognized the practical right of secession.

The war would have necessarily been declared against the Confederate Government, as a *foreign power*, and the relations which the States composing the Confederate Government would have become to the United, or remaining States, when conquered, would have been entirely dependent upon such terms as should be embodied in the treaty of peace which might be made between the two contending powers.

Instead of recognizing secession and *declaring war*, the Congress of the United States passed the act referred to, for *suppressing insurrections*, whenever, in the judgment of the President, the laws of the United States could not be enforced by the ordinary course of judicial proceedings.

How long did the power of the President continue to employ the militia of the several States, and the land and naval forces of the United States? So long as the cause which called it into existence continued, and no longer.



What was that cause? This act and all acts passed by Congress on the subject declares, that it was to suppress an insurrection, when it should be so formidable that the laws of the United States could not be enforced by ordinary judicial course; and this fact was left *to the judgment of the President*, whose duty it is to see that the laws of the United States are executed.

The President, by proclamation, has declared the rebellion suppressed, that peace reigns throughout the United States, and that the laws can be enforced by ordinary judicial course. In other words, that an insurrection did exist on the part of a portion of the people of several States of the Union, that that insurrection has been suppressed, and the whole people of these States are now, (as a portion of them always have been) ready to render obedience to the laws of the United States.

No treaty followed the suppression of the insurrection, because a government does not treat with individuals; and the Government of the United States, throughout the whole of this contest, has refused to treat it as a contest with States; and, again, because the people, charged with being in insurrection, were citizens of States already bound together by a compact known as the Constitution of the United States, which has never been abrogated or overthrown, and has lost none of its vitality by an unsuccessful attempt to overthrow it, and which is therefore now the supreme law of Georgia. By virtue of its powers, the Congress of the United States, acting upon the theory of the indivisibility of the Union, treated the State as a State in the Union, and, under Section two, Article one, of the Constitution, which declares: "Representatives and direct taxes shall be apportioned among the several States which may be included within the Union," did, on the fifth day of August, 1861, enact, "That a direct tax of twenty millions of dollars be, and is hereby annually laid upon the *United States*, and the same shall be apportioned to the States respectively, in manner following: The State of Georgia \$584,367 33-100, and a proportionate amount to each State and Territory of the United States," distinguishing in the act States from Territories; and on the 15th July, 1862, by an act to amend the judicial system of the United States, the districts of South Carolina, Georgia, Alabama, Mississippi and Florida were constituted the Fifth Circuit of the United States.

There are several other acts passed during the rebellion, deriving all their force from the Constitution, wherein it defines the legislative power of Congress over the States in the Union, and which, but for the fact that these States were regarded as in the Union, would have been wholly inapplicable to them.

The whole theory adopted by Congress and the Executive, and maintained throughout the entire war, was this: The Union is indissoluble—the practical relation of the States to the Federal Government is interrupted by a rebellion. The whole power of the Government must be used to suppress the rebellion, that the States may be restored to their practical relations with the Federal Government. Had the people in the disaffected States returned peaceably to their abodes under the first proclamation, the States would have been immediately restored to their practical relations; and this result followed whenever the President declared the rebellion suppressed. Whenever the laws could be enforced in the ordinary judicial course, the Union was restored, and the *Constitution* proclaimed the relation of the States to the Federal Government, rendering legislation on the subject by Congress not only unnecessary but unwarranted. We have thus endeavored to show that the right to secede is denied by the General Government, and its construction has been maintained by the sword, and is submitted to by all the States. Has Congress the right to eject a State? The powers of legislation are defined in the eighth section, and no power is given to Congress to legislate a State out of the Union. And while by the third section of the fourth article, the Congress may admit a new State formed out of the territory of the United States, or foreign territory, there is no clause of that instrument by which Congress or any other power can transform a State into a Territory. Then, as Georgia was one of the original thirteen States which formed the Union, and could neither withdraw from it, nor be legislated out of it, her federal relations being only suspended during the rebellion, she must necessarily continue to be one of the United States, and as such her relation to the Federal Government and to her sister States is defined by the Constitution of the United States, and this relation cannot be changed, nor the terms of the Constitution altered in any way, except in one of the modes provided in that instrument by the States themselves.

2d. Are these amendments constitutionally proposed? By the fifth article of the Constitution of the United States, two modes are prescribed for proposing amendments: one by application of the legislatures of two-thirds of the States to Congress; the other, by a vote of two-thirds of the Congress. If proposed, they become amendments when ratified by the legislatures of three-fourths of the several State, or by conventions of three-fourths of the States, as the one or the other mode of ratification may be directed by Congress. Have these amendments been proposed by two-thirds of the Congress of the United States? Georgia, in conjunction with her sister States, by the first section, first article of the Constitution, declared, that "All legislative powers herein

granted shall be vested in a Congress of the United States, which shall consist of a Senate and House of Representatives."

The second section prescribes the mode of electing members of Congress, and declares that Georgia shall have at least three members of the House of Representatives and two Senators, and that her representation shall be increased from time to time on a certain basis therein named, upon which basis of representation she is now entitled to seven members in the representative branch.

By the fifth article, it is provided that she shall never be deprived of her equal suffrage in the Senate without her consent. Thus, by the Constitution of the United States, in virtue of which instrument *alone* has the Federal Government any right to interfere with her external or internal political relations, the *Senators and Representatives of Georgia form an integral part of the Congress of the United States!* The same reasoning applies to the other ten States, whose practical relations to the Federal Government were for a time interrupted. They were like Georgia: either original States by whom the Government was created, or States since admitted upon terms of equality, under rules prescribed by the original thirteen.

During the war, Congress could be constitutionally convened without the representatives of these States, because they were voluntarily absent, and the States failed to elect representatives. It was for this reason that the amendments abolishing slavery were constitutionally proposed, and in ratifying them Georgia yielded no political principle. A material sacrifice was asked of her, and she laid it as a peace offering on the altar of our common country.

Since the reorganization of the State government, Georgia has elected Senators and Representatives. So has every other State. They have been arbitrarily refused admission to their seats, not on the ground that the qualifications of the members elected did not conform to the fourth paragraph, second section, first article of the Constitution, but because their right of representation was denied by a portion of the States having equal but not greater rights than themselves. They have in fact been forcibly excluded; and, inasmuch as all legislative power granted by the States to the Congress is defined, and this power of exclusion is not among the powers expressly or by implication, the assemblage, at the capitol, of representatives from a portion of the States, to the exclusion of the representatives of another portion, cannot be a constitutional Congress, when the representation of each State forms an integral part of the whole.

This amendment is tendered to Georgia for ratification, under that power in the Constitution which authorizes two-thirds of the Congress to propose amendments. We have

endeavored to establish that Georgia had a right, in the first place, as a part of the Congress, to act upon the question, "Shall these amendments be proposed?" Every other excluded State had the same right.

The first constitutional privilege has been arbitrarily denied, and therefore the second should be promptly declined. Had these amendments been submitted to a constitutional Congress, they never would have been proposed to the States. Two-thirds of the whole Congress never would have proposed to eleven States voluntarily to reduce their political power in the Union, and at the same time disfranchise the larger portion of the intellect, integrity and patriotism of eleven co-equal States.

Had they been constitutionally proposed, even then the Legislature of Georgia, acting for itself, never would, as it never will, ratify an amendment by which the State will be shorn of political power and a portion of her best citizens branded with dishonor.

If we have been successful in establishing our premises, the conclusion necessarily follows, that Georgia can only act upon the question as a State, one of the members of the United States Government; that as such State, these amendments are not properly before her, not having been proposed by a constitutional Congress, and to act upon them when proposed in any other way, would be to participate in setting aside the Constitution, and to establish as a precedent, that the mandates of the Constitution are subordinate to the will of the Federal Legislature. The evil is directed at Georgia to-day; to-morrow in some other shape. When a new party obtains power, it may be directed with equal force against States now free from its influence.

In recommending that these amendments be rejected for the reasons stated, your committee are animated by no captious spirit. If material sacrifices were demanded to promote harmony, Georgia would, in the future as in the past, stand ready to make the offering; but, in the opinion of your committee, the State should not yield her constitutional rights, even though her citizens may thereby have to endure further provocations. Individual wrongs will pass away with time, but the overthrow of the Constitution is an enduring evil. If need be, let us wait and suffer, but let history teach the lesson, that under the Constitution, the States of this Union are co-equal, and that any war made to perpetuate the Union in its utmost success, can only *maintain* the States on their original relations to each other. We recommend the adoption of the following resolution:

*Resolved*, That the Legislature of Georgia declines to ratify the proposed amendment, adding a fourteenth article to the Constitution of the United States.

B. A. THORNTON,  
*Chairman Senate Committee.*

JOHN J. GRESHAM,  
O. L. SMITH,  
GEO. S. OWENS,  
JAMES DICKEY,  
R. M. PARRIS,  
W. A. TURNER.

R. A. T. RIDLEY,  
*Chairman Committee House of Representatives.*

R. J. MOSES,  
JOHN DODDS,  
WM. A. McDOUGALD,  
JAMES K. McWHORTER,  
LEWIS P. DOZIER,  
HIRAM L. FRENCH,  
THOMAS B. CABANISS,  
JESSE A. GLENN,  
W. H. MATTOX,  
THO. W. J. HILL.

The report was read, and on motion to adopt the Senate resolution declining to ratify the proposed amendment, the yeas and nays were recorded, and are as follows: Ayes 147; Nays 2.

Those voting in the affirmative are Messrs.

Alexander,	Dart,	Gross,
Asbury,	Davenport,	Gunnells,
Barnes,	Dickson, of Walker,	Hand,
Baynes,	Dixon, of Macon,	Harrison,
Bennett,	Dodds,	Harden,
Benson,	Dorsey,	Harlan,
Boyd,	Dozier,	Hargett,
Bragg,	DuBose,	Hicks,
Brown, of Early,	Edge,	Hill,
Brown, of Houston,	Evans,	Hinton,
Brock,	Fincannon,	Holliday,
Bulloch,	Ford,	Hollis,
Bush,	Frazer,	Howard, of Bartow,
Byington,	French,	Howard, of Lumpkin,
Cabaniss,	Frost,	Hockenhull,
Cameron,	Gartrell,	Hudson,
Candler,	Gibson,	Humphreys,
Carter,	Glenn,	Hughes, of Twiggs,
Cook,	Green,	Hughes, of Union,
Colley,	Grogan,	Johnston, of Forsyth,

Johnston, of Pierce,	Mitchell, of	Simms, of Newton,
Johnson, of Wilcox,	Gwinnett,	Smith, of Clinch,
Jones, J. B., of	Montgomery,	Smith, of Hancock,
Burke,	Moses,	Snead,
Kibbee,	Moughon,	Speer,
Lawson,	Oates,	Stallings,
Lindsay,	Peebles,	Stapleton,
Maddox, of Fulton,	Peeples,	Starr,
Mattox, of Elbert,	Pickett,	Stanton,
Mallard,	Phillips,	Sumner,
Martin,	Pottle,	Swann,
McCullough,	Quillian,	Swearingen,
McCutchen,	Ragsdale,	Tench,
McComb,	Redwine,	Thomas,
McDowell, of Heard,	Rhodes,	Tucker,
McDowell, of Pike,	Ridley,	Usry,
McDougald,	Robinson, of Laurens,	Wall,
McLendon,	Robertson, of	Watkins,
McRae,	Walton,	Weaver,
McWhorter, of	Robson,	White,
Greene,	Rogers,	Wicker,
McWhorter, of	Roundtree,	Wilburn,
Oglethorpe,	Rumph,	Willis,
McQueen,	Russell, of Chatham,	Williams, of Bryan,
Mizell,	Russell, of	Williams, of Dooly.
Morell,	Muscogee,	Wilkerson,
Morris, of	Sale,	Winningham,
Montgomery,	Scandrett,	Woods, of Floyd,
Morris, of Franklin,	Sharp,	Woods, of Morgan,
Morrow,	Shaw,	Woodward,
Mitchell, of Thomas,	Simms, of Bartow,	Womble,
Mr. Speaker.		

Those voting in the negative, are Messrs. \*

Ellington, Umphrey,

Yeas 147 ; Nays 2.

The Speaker asked leave to record his vote in the affirmative, which was granted, and it was so recorded.

Mr. HOCKENHULL, of Dawson, reported a bill to be entitled an act to enable owners of mills, mines and manufactures to draw water from branches or other head waters through intervening lands.

Mr. J. B. JONES, chairman of the Committee on Agriculture and Internal Improvements, made a report.

On motion of Mr. HUDSON, of Harris, the Senate resolution requesting the Governor to furnish certain information in reference to the Penitentiary, was taken up and agreed to.

Mr. SWEARINGEN, of Decatur, reported a bill to be entitled an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the super-

intendents, clerks and those who consolidate the returns of elections of said county for their services.

Mr. McWHORTER, of Greene, reported a bill to be entitled an act to protect factors, commission merchants and other parties in this State who may hereafter make advances in produce, bacon or other articles necessary to the successful prosecution of the agricultural interest in this State.

Mr. DuBOSE, of Hancock, reported a bill to be entitled an act to explain and define section third of an act, approved 9th of March, 1866, entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

Mr. HUMPHREYS, of Lincoln, reported a bill to be entitled an act to repeal a part of section 636 of the Code of Georgia, so far as the same relates to the county of Lincoln.

Also, a bill to be entitled an act to alter and amend section 4032 of the Code of Georgia, so far as the county of Lincoln is concerned.

Mr. MARTIN, of Gwinnett, reported a bill to be entitled an act to relieve and exempt from a poll tax all persons who were in the State or Confederate service, for the fiscal years 1866 and 1867, who faithfully discharged their duty as soldiers, or who were confined in military prisons at the close of the war.

Mr. HOWARD, of Lumpkin, reported a bill to be entitled an act to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes.

Mr. MOSES, of Muscogee, reported a bill to be entitled an act for the relief of Pierce L. Lewis, a minor.

Also, a bill to be entitled an act to fix the times of holding the Supreme Court, and to regulate proceedings therein.

Mr. MALLARD, of McIntosh, presented petitions of the Judges of the Inferior Court of McIntosh county, and of J. E. Holmes, of McIntosh county, which were referred to the Committee on Petitions.

Mr. BARNES, of Richmond, reported a bill to authorize and require the Treasurer of this State to make certain advances, and for other purposes.

Mr. SHAW, of Stewart, reported a bill to be entitled an act to change the reading of section 1533 of the Code.

Mr. SPEER, of Sumter, reported a bill to be entitled an act to alter and amend the Code in relation to the location, organization and management of the Academy for the Deaf and Dumb.

Mr. HUGHES, of Twiggs, reported a bill to be entitled an act to prohibit servants engaged in agriculture from selling

or disposing of any agricultural products, without the written permit of the employer.

Mr. ROBSON, of Washington county, reported a bill to be entitled an act to amend the charter of Mount Vernon Institute, in Washington county.

Also, a bill to be entitled an act to amend section 3555 of the Code of Georgia.

Mr. GLENN, of Whitfield, reported a bill to be entitled an act for the relief of Robert T. Bridges and John Sansom and , of the county of Whitfield.

Mr. FORD, of Worth, reported a bill to be entitled an act to repeal an act, assented to December 11th, 1858, to change the lines between the counties of Dougherty and Worth, and thereby re-establish the original line.

Also, a bill to be entitled an act to relieve purchasers of slaves from the payment of the purchase price, in all cases where said slaves have been set free by operation of the war.

Mr. FRENCH, of Schley, offered a resolution relative to the carpeting of the hall.

Mr. GLENN, of Whitfield, offered a resolution in relation to change bills issued by the Superintendent of the Western & Atlantic Railroad.

Mr. MCWHORTER, of Green, offered a resolution relative to the times of the meeting and adjournment of the House.

On motion, the House adjourned until ten o'clock to-morrow morning.

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SATURDAY, November 10th, 1866,

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. MITCHELL, of Thomas, a seat on the floor of the House was tendered to General A. R. Lawton, of Savannah.

Leave of absence was granted to Mr. MITCHELL, of Gwinnett, for a few days, on important business.

The House took up the report of the committee on the bill to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes.

Mr. DORSEY, of Hall, moved that the bill lie upon the table for the present, which motion was lost.

Mr. POTTLE, of Warren, moved that the consideration of



the bill be postponed, and it be made the special order for Thursday next, which motion prevailed.

The following message was received from the Senate, through Mr. Weems, their Secretary :

*Mr. Speaker :* The Senate have passed the following bills, to-wit :

A bill to incorporate the Lumpkin Porcelain Manufacturing Company.

A bill to amend an act entitled an act to amend an act to incorporate the Central Railroad and Canal Company, to alter and change the name of said company, and to give to said company banking powers and privileges.

The Senate have also passed the following bill of the House of Representatives, to-wit :

A bill to incorporate the Coweta Falls Manufacturing Company, of Columbus, Georgia, with an amendment, to which they ask the concurrence of the House of Representatives.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit :

*Mr. Speaker :* The Governor has approved and signed the resolution setting apart the 22d instant as a day of fasting, humiliation and prayer.

Mr. McCULLOUGH, Chairman *pro. tem.* of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and attest of the Clerk of the same, the following acts, to-wit :

An act to alter and amend an act passed December 18th, 1817, to amend an act passed November 27th, 1812, and to amend an act passed 18th December, 1820, to incorporate the town of Sandersville, in the county of Washington, and to vest certain powers in the commissioners thereof.

Also, an act to change the time of holding the Superior Court for the county of Marion.

Also, an act to provide for an election, by the citizens of Bartow county, to settle the question of the location of their county site.

Also, an act to regulate confession fees and jury fees in Catoosa county.

Mr. MOSES, of Muscogee, reported a bill for the protection of sheriffs and other officers.

The House took up the report of the committee on the bill to amend an act entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to the military organizations of this State in the State in the State or Confederate States armies, by striking

out the word "indigent" wherever occurring in said act, and for other purposes.

The report was agreed to; the bill was read the third time, and passed.

Mr. TUCKER, of Meriwether, reported a bill to authorize an advance to the public printer.

The House took up the report of the committee on the bill to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Southern Mutual Insurance Company, approved December 29th, 1847.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to incorporate the town of Marshallville, in the county of Macon.

The report was agreed to, and the bill passed.

The House took up the report of the committee on the bill to amend the act incorporating the Georgia Home Insurance Company.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to incorporate the Mossgrill Manufacturing Company.

The report was agreed to; the bill was read the third time, and passed.

Mr. LAWSON, of Putnam, reported a bill to be entitled an act for the relief of Messrs. Seago, Palmer & Co.

The bill to promote the agricultural interest of Georgia, was laid on the table for the present.

The bill to extend the aid of the State to the construction and completion of such railroads as are now in process of construction, etc., was withdrawn.

The Senate amendment to the bill to incorporate the Coweta Falls Manufacturing Company, of Columbus, Georgia, was taken up and concurred in.

The bill for the relief of J. J. Anderson, former employe upon the Western & Atlantic Railroad, was read the second time, and referred to a special committee, consisting of Messrs. Philips, Morris, of Franklin, Mitchell, of Thomas, and Lawson and Gartrell.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* I am directed to transmit forthwith to the House of Representatives a joint resolution, adopted by the Senate, in reference to the establishment of a mail route from Reidsville to Johnson Station, on the Albany & Gulf Railroad, in which the concurrence of the House of Representatives is invited.

The Senate have also passed a bill for the relief of Albert Fields, of the county of Dougherty—to legalize his marriage with Caroline C. Floyd—and for other purposes.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy: which they recommend do pass.

Also, a bill to be entitled an act to amend 4451st section of the code of Georgia: which they recommend do pass.

Also, a bill to be entitled an act to alter and amend the 638th section of the Code: which they recommend do pass.

Also, a bill to be entitled an act to alter and amend section 3807 of the Code of Georgia. The committee report against the passage of the bill, and report a substitute in lieu of the original bill.

Also, a bill to be entitled an act to alter and amend section 4283 of the Code of Georgia: which they recommend do pass, with the following amendment, by inserting the words, "or larceny."

Also, a bill to be entitled an act to repeal sections 4440, 4441, 4442 and 4443. The committee report a substitute, which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act for the relief of Martha E. McVay, of Johnson county: which they recommend do not pass.

Also, a bill to be entitled an act to alter and amend the 324th section of the revised Code of Georgia: which they recommend do not pass.

Also, a bill to be entitled an act for the relief of Carrie Crook, of Lumpkin county, Georgia: which they recommend do not pass.

Also, a bill to be entitled an act to repeal the second section of an act to authorize any sheriff, constable, or other arresting officer of any county of this State, to arrest, in any county wherever found, any person charged with crime, under a warrant issued by any judicial officer of the State, and to carry the accused to the county in which the crime is alleged to have been committed, for examination, approved March

17th, 1866, and to define the duty of arresting officers in this State: which they recommend do not pass.

Also, a bill to be entitled an act to explain an act to increase the fees of the clerks of the Supreme Court, and regulating the fees of ordinaries, clerks, sheriffs, and other county officers, approved March 10th, 1866: recommend it do not pass.

Also, a bill to be entitled an act to repeal an act, entitled "An Act to perfect service against Express Companies, approved February 23d, 1866," and to declare of force an act entitled "An Act to facilitate suits against Express Companies in this State, assented to April 18th, 1866,": recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

The House took up the report of the committee on the bill to alter and amend the 324th section of the revised Code of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to alter and amend section 3807 of the Code of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to alter and amend section 4283 of the Code of Georgia.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the 638th section of the Code.

The report of the committee was agreed to; the bill was read the third time, and passed.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to amend the homestead laws.

Also, a bill to authorize George W. Rape and Jesse W. Goodman to peddle in the counties of Henry and Butts without license.

Also, a bill to be entitled an act to consolidate the offices of the Clerk of the Superior and Inferior Courts for the county of Henry.

Also, a bill to be entitled an act to amend the Stay Law of 1866, so as to allow purchasers of property from non-resident debtors the right to pay the one-fourth of the debt on demand, upon judgment obtained against such property.

Also, a bill to be entitled an act to authorize guardians and others to compromise claims under certain circumstances.

Also, a bill to be entitled an act to regulate the manner of

giving in lands for taxation, and the sale and redemption thereof, and for other purposes.

Also, a bill to be entitled an act explanatory of the sixth section of an act entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved 3d March, 1866.

Also, a bill to be entitled an act to authorize Joseph Jolley, of Butts county, to peddle in said county without obtaining license.

Also, a bill to be entitled an act for the relief of administrators, executors and trustees in certain cases.

Also, a bill to amend the road laws of this State.

The bill to encourage sheep raising was read the second time, and referred to the Committee on Agriculture and Internal Improvements.

Also, a bill to reorganize the fire department of Savannah.

The bill to authorize the working the convicts of the several counties of this State upon the public roads, was read the second time and committed for the third reading.

Also, a bill for the relief of Henry S. Harris, a citizen of this State, maimed while serving in the 3d Arkansas cavalry, of the late Confederate States army.

Also, the bill to alter and amend the law now in force, which requires citation for letters of administration and notice of application to sell the property of decedants, to be published in a gazette.

Also, a bill to amend the 16th section of the act incorporating the town of Adairsville, in Bartow county.

The House took up the report of the committee on the bill to amend the 4451st section of the Code of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to repeal sections 4640, 4641, 4642 and 4643 of the Code of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The bill to be entitled an act for the relief of Martha A. Harrison, J. J. Northcutt & Brother, and John T. Burkhalter, Administrator, was read the second time, and referred to the Committee on Finance.

Also, the bill to appropriate money for the relief and payment of J. K. Wickle, State agent, etc.

The bill to repeal an act entitled an act to perfect service against Express Companies, approved February 23d, 1866, and to declare of force an act entitled an act to facilitate suits against Express Companies in this State, assented to the 18th day of April, 1863, was laid upon the table for the present.

The bill for the relief of Martha E. McVay, of Johnson county, was withdrawn.

The bill to explain an act to increase the fees of the Clerk of the Supreme Court, and regulating the fees of ordinaries, clerks, sheriffs, and other county officers, approved 10th March, 1866, was read the third time, and lost.

Also, the bill to repeal the second section of an act to authorize any sheriff, constable, or other arresting officer of any county of this State, to arrest in any county, wherever found, any person charged with crime, under a warrant issued by any judicial officer of the State, and to carry the accused to the county in which the crime is alleged to have been committed for examination, approved the 17th March, 1866, and to define the duty of arresting officers in this State.

The bill to repeal so much of an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes, as relates to giving civil jurisdiction over such matters as was heretofore cognizable in the Inferior and Justices' Courts, and establishing regular terms of said Court, and creating the office of bailiff in said Court;

Also, an act to authorize the transfer of civil cases now on the dockets of the Inferior Courts to the County Courts ;

Also, an act to repeal section 285, except the 5th clause; and also to repeal the 1st, 2d and 3d clauses of section 287, article 1st, title 5th, chapter 4th, of the Code of Georgia, all approved 17th March, 1866, and for other purposes, was read the second time, and referred to the Special Committee on the County Court.

On motion, the House adjourned until 10 o'clock Monday morning next.

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MONDAY, November 12th, 1866,  
10 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. BULLOCH, of Talbot, moved a reconsideration of so

much of the Journal of Saturday as relates to the rejection of the bill to repeal the second section of an act to authorize any sheriff, constable, or other arresting officer, to arrest in any county, wherever found, any person charged with crime, under a warrant issued by any judicial officer of this State, and to carry the accused to the county in which the crime is alleged to have been committed for examination, approved the 17th of March, 1866, and define the duty of arresting officers in this State: which motion was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to incorporate the Savings Bank of Lumpkin.

A bill to change section 2500 of the Code of Georgia.

A bill to add additional sections to the 10th division, part 4th, title first, of the Penal Code of this State.

A bill to amend section 3764 of the Code of Georgia, by adding the words, "or district" after the word "county", in the second line of said section.

A bill to provide for an election by the citizens of McIntosh county, to settle the question of the location of their county site.

A bill to repeal so much of the first section of an act entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia.

A bill to prevent the destruction of fish in times of low water in the county of Emanuel, and to punish the same.

Leave of absence was granted to Messrs. Lindsay, of Lee, Moughon, of Bibb, and Robson, of Washington.

On motion, the rules were suspended, and the Senate resolution requesting the establishing of a mail route from Reidsville to Johnson's Station, on the Albany & Gulf Railroad, taken up and concurred in.

The bill to repeal the 29th section of an act to incorporate the Columbia & Augusta Railroad Company, was read the second time and committed for a third reading.

The clerk proceeded to call the roll of counties, when Mr. McCLENDON, of Wilkes, reported a bill to amend the second section of an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

Also, a bill to repeal so much of an act, approved the 10th March, 1866, for the election of superintendent of public roads and bridges in the counties of Wilkes, Muscogee and

Lincoln, and other purposes, so far as relates to the county of Wilkes.

Also, a bill to amend the first section of an act authorizing the appointment of vendue masters in several corporate towns and cities in this State, approved 21st February, 1866.

Mr. ROBERTSON, of Walton, reported a bill for the relief of Miley E. Tuck, former wife of Seaborn G. Tuck, of Walton county.

Mr. POTTLE, of Warren, reported a bill to extend the aid of the State to the completion of the Macon & Augusta Railroad.

Mr. WILBURN, of Terrell, reported a bill to add fractional lots of land numbers 224, 225 and 256, in the 13th district of originally Lee, to the county of Terrell.

Mr. BULLOCH, of Talbot, reported a bill to alter and amend section 4112 of the Code of Georgia, and to add an additional clause thereto.

Mr. FRENCH, of Schley, reported a bill to amend paragraph 636, part 1st, title 6th, chapter 5th, of the revised Code of Georgia.

Mr. JOHNSTON, of Pierce, reported a bill to regulate the rates of passage and freight over the railroads in this State.

Mr. DODDS, of Polk, reported a resolution respecting election of a United States Senator.

Mr. MCCUTCHEN, of Pickens, reported a bill to legalize the acts of the Justices of the Inferior Court of Pickens county.

Mr. MOSES, of Muscogee, reported a bill to regulate continuances, and for other purposes.

Also, a bill to incorporate the Mechanics' Steam Power Company.

Mr. TUCKER, of Meriwether, reported a bill to constitute sheriffs a guard to convey convicts to the Penitentiary.

Mr. HUMPHRIES, of Lincoln, reported a bill to repeal an act to provide for the election of a superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act, so far as relates to the county of Lincoln.

Mr. LINDSAY, of Lee, reported a bill for the relief of Nancy Heald, wife of W. G. Heald, of Lee county.

Mr. HUDSON, of Harris, reported a bill to amend the 3461st section of the Code of Georgia.

Mr. PHILLIPS reported a resolution relative to the revised Code of Georgia laws by his Honor Judge David Irwin.



Mr. McWHORTER, of Greene, reported a bill to make it a misdemeanor for any person to cut off the ears of hogs while slaughtering the same, so as to prevent a detection of the mark, and to prescribe a penalty for the same.

Mr. HILL, of Fulton, reported a bill to amend the laws of this State relative to the issuing of summons of garnishment.

Also, a bill to amend section 2519 of the Code of Georgia.

Mr. CARTER, of Echols, reported a bill to legalize the acts of the Inferior Court of Echols county.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker:* The Committee on the Judiciary have had the following bills under consideration, and report as follows :

A bill to be entitled an act to amend the road laws of this State: which they recommend do pass.

Also, a bill to be entitled an act to authorize guardians and others to compromise claims under certain circumstances. The committee report a substitute, which they recommend do pass in lieu of the original.

Also, a bill to be entitled an act to authorize George W. Rape and Jesse W. Goodman to peddle in the counties of Henry and Butts without license: which they recommend do not pass.

Also, a bill to be entitled an act to consolidate the offices of the Superior and Inferior Courts for the county of Henry: which they recommend do not pass.

Also, a bill to be entitled an act to authorize Joseph Jolly, of Butts county, to peddle in the same county without obtaining a license: which they recommend do not pass.

Also, a bill to be entitled an act for the relief of administrators, executors and trustees in certain cases: which they recommend do not pass.

Also, a bill to be entitled an act to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes. The committee report it back, with the recommendation that it be referred to the Committee on Finance.

Also, a bill to be entitled an act explanatory of the sixth section of an act, entitled "An Act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved 3d March, 1866." The committee report it back, with the recommendation that it be referred to the Committee on Finance.

R. J. MOSES,  
*Chairman Judiciary Committee.*

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker* : I am directed by the Governor to deliver to the House of Representatives a communication in writing, with accompanying documents.

On motion, the communication of the Governor was taken up and read, and is as follows :

### MESSAGE.

#### EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, 12th Nov., 1866.

#### *Senators and Representatives :*

I transmit to you herewith, the report of the Commissioners appointed under a resolution adopted at your last session, "to examine and report upon the propriety of removing the present Penitentiary, and locating it elsewhere, or of establishing an additional one."

I am constrained to say, that I do not concur in some of the views presented by them, though it is not without distrust of the correctness of my own opinion, that I venture to differ from gentlemen of such unquestionable ability.

First. In the event of the establishment of a Penitentiary at some other locality, which I think altogether expedient, I do not approve the proposition to abandon the present one altogether. If this be done, there will doubtless be an almost total sacrifice of the investment in the grounds and buildings now appropriated to that object. For that purpose, it is very valuable property ; for any other, it would be nearly valueless. It should not, at this time, be regarded as in a dilapidated condition. At a trifling expense, the only portion of the improvements which now wears the aspect of a ruin, could be put in thorough repair. If it be retained and used as heretofore, the cost of building a new one elsewhere will be very much lessened. Agreeing with the Commissioners in the opinion that white and colored convicts should be kept and employed separately, I suggest that this object may be more thoroughly attained by having two State prisons, at different localities. The quarrying of granite, limestone, and other materials, so forcibly recommended in the report, might be advantageously done by colored convicts, in a new locality, whilst, in the present one, other employments might be prosecuted.

Again, I must dissent from the propriety of dispensing altogether with employment in the mechanic arts in this institution. I yield to no one in appreciation of those arts, or in respect for those who worthily pursue them, but I do not perceive that they will be degraded by having their handicraft taught to or practiced by convicts. Similarity

of occupation does not, by any means, necessitate social intercourse, or imply social equality

If mechanical pursuits are degraded by the engagement in them of discharged convicts, so must any and all other pursuits; and the question then arises, what are such persons to do? Does the master carpenter or master mason who employs a discharged convict, and who daily superintends and controls his labor, sink to his level? If so, then the planter who may employ him to till his lands or tend his flocks and herds, would do likewise. The same reasoning might be applied to any other branch of industry, and the same policy extended would lead to no employment during the term of imprisonment, and no adaptation to employment of any kind when it shall have ended. Better far at once imprison them for life, or even take away that life, than so to shape your legislation as to discourage their future engagement in respectable employments.

It is urged with great force, that our mineral resources require development, and the suggestion is, that convict labor be employed for that purpose; but if the reasoning of the report in regard to the mechanic arts be applied to this branch of industry, it would seem that the adoption of the policy recommended would at once render infamous the business of mining and quarrying, which are admitted to be important and worthy of encouragement.

If a Penitentiary were established elsewhere, adapted to the safe keeping and comfortable accommodation of persons of color, and with a view to the quarrying and dressing of mineral substances, it will be very easy, should future experience render it advisable, to enlarge the new and abandon the old establishment. Then, too, the times may be more propitious to the sale of the latter. For the present, I recommend the retention and continued use of it, upon the plan heretofore pursued. If it be asked, why select the mechanic arts for their instruction and employment, the answer is ready. It is, that they are eminently fitted to be prosecuted within a small area, which may be easily and securely walled in.

I agree with the Commissioners, that there are subjects of punishment extremely vicious and obdurate, to whom solitary confinement without labor, and complete isolation, would be more terrible and more efficacious. In such cases, it would also secure the great desideratum of preventing their evil influence upon others. These cases are probably rare, but the wise and humane exercise of discretion by your Judges, would probably avoid its too frequent infliction. Without enlarging further, I think you will find in the report useful suggestions, the adoption of which would improve the system.

I also transmit herewith, copies of the reports of the

Trustees of the Academy for the Blind, and of Messrs. Washington Poe, James Jackson, and James T. Nisbet, appointed under a resolution adopted at your last session to examine and report upon a digest of the Reports of the Supreme Court, prepared by A. O. Bacon, Esq.

I call the attention of the General Assembly to the books, accounts, vouchers and Confederate Treasury Notes, returned to this Department by Colonel Jared I. Whitaker, Commissary General of the State during the late war. It will be seen by reference to the report of Messrs. Saffold, Lochrane and Jordan, appointed by the Convention of 1865, a committee to investigate the financial affairs of the State, that Colonel Whitaker's books and accounts were rigidly examined by them, and found to be clear and correct. Indeed, the exhibit made by him elicited their decided commendation, which I doubt not was well merited. During your recess, Colonel Whitaker sent to this Department sundry boxes, said to contain those books, papers and Confederate Treasury Notes. The financial committee recommended that the books and papers be filed away. I presume from your past action, it will be your pleasure to order the Treasury Notes burned. There are returned by Colonel Whitaker, as now in Atlanta under his control, certain articles of property belonging to the State, which should be sold. They consist of a letter press and official desk, a secretary, a table, two large iron safes, a trunk, etc. There is also a balance due for office rent and other incidental expenses. I submit the entire matter for your action, and recommend that provision be made for the sale of this property, and payment of properly authenticated demands for rent, etc. Colonel Whitaker is entitled to have this whole business closed and to a final acquittance and discharge.

CHARLES J. JENKINS.

On motion of Mr. McWHORTER, of Greene, three hundred copies of said communication and report on the Penitentiary were ordered to be printed for the use of the House.

Mr. POWELL, of Decatur, reported a bill to be entitled an act to authorize the Justices of the Inferior Court of Decatur county to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, or for the payment of the stock in a corporate company for that purpose.

Mr. SWEARINGEN, of Decatur, reported a bill to amend an act entitled an act for the relief of maimed and indigent soldiers and officers, citizens of this State, who belonged to organizations of this State in the State or Confederate States armies, approved the 12th March, 1866.

Mr. ROGERS, of Dade, reported a bill to extend the aid of the State to the extension of the Wills Valley Railroad, and for other purposes.

Mr. GARTRELL, of Cobb, reported a bill to repeal the first section of the Stay Law of 1866, and to enact certain other sections, inducing creditors to release the interest due on their claims, etc.

Also, a bill to appropriate the State tax, for the year 1867, of the counties in this State where the court house, or court house and jail, were destroyed during the late war, to enable the counties to rebuild the same.

Also, a bill for the relief of Henry J. G. Williams, Secretary of the Executive Department.

Mr. MORRIS, of Montgomery, reported a bill to amend section 2516 of the Code of Georgia.

Also, a bill to authorize Calphey Clarke, of the county of Montgomery, to practice medicine, and charge for the same.

Mr. J. B. JONES, of Burke, reported a bill for the encouragement and protection of European immigration, and for the appointment of a commissioner, and for other purposes.

Mr. HARDEMAN, of Bibb, reported a bill to authorize the Empire State Iron and Coal Mining Company to establish an office at Chattanooga, or some other place out of the State.

Mr. SIMS, of Bartow, reported a bill to incorporate the town of Euharley, in the county of Bartow, to appoint commissioners for the same, and for other purposes.

Mr. HOLLIDAY, of Stewart, reported a bill to authorize Amos E. Ward, of the county of Stewart, and guardian of the person and property of Abner T. Ward, a minor, to pay over to said Ward any legacy or other effects he may hold belonging to said minor.

Mr. WOODS, of Morgan, reported a petition from Thomas P. Saffold, which was referred to the Committee on Petitions.

Mr. PEEPLES, of Berrien, reported a bill declaratory of the law in relation to insolvent intestate estates.

The House took up the report of the committee on the bill for the relief of Henry S. Harris, a citizen of this State, maimed while serving in the 3d Arkansas cavalry, of the late Confederate States army.

The report was amended and agreed to; this bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the 16th section of the act incorporating the town of Adairsville, in Bartow county.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to authorize guardians and others to compromise claims under certain circumstances, for which the committee had reported a substitute.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to consolidate the offices of the Clerk of the Superior Court and Inferior Court of Henry county.

The report of the committee was disagreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the road laws of this State.

The report was agreed to; the bill was read the third time, and passed.

The following bill was read the third time, and lost, to-wit:

A bill to authorize George W Rape and Jesse W Goodman to peddle in the counties of Henry and Butts without license.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* I am instructed to transmit forthwith to the House of Representatives, a resolution, referring that portion of the Governor's message in relation to Colonel Jared I. Whitaker to a joint committee; in which they ask the concurrence of the House of Representatives.

The committee on the part of the Senate consists of Messrs. J. F Johnson and Bower.

On motion, said resolution was taken up and concurred in. The committee on the part of the House are Messrs. Hill, Barnes, and Russell, of Muscogee.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit:

A bill to authorize the working of the convicts of the several counties of the State upon the public roads and causeways, and for other purposes.

A bill to allow parties, upon the trial of any suit in the courts of this State, to give in evidence any matter that may be material to ascertain the equities between parties, and to arrive at the appreciation the parties gave to the evidence of the contract at any time, and the consideration thereof, and the currency in which payment was to be made, and the value of such currency at any time, and the value of the consideration.

Also, the report of the committee to examine the digest of the decisions of the Supreme Court.

The bill explanatory of the sixth section of an act entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved 3d March, 1866, was referred to the Committee on Finance.

Also, the bill to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes.

The Senate bill in relation to juries was read the first time.

The bill to amend an act passed 17th March, 1866, creating a Court called the County Court, was read the second time, and referred to the special committee on the County Court.

The bill to amend an act entitled an act to incorporate the town of Ellaville, in Schley county, approved November 23d, 1859, was read the second time and committed for a third reading.

Also, the bill to provide a college for the benefit of agriculture and the mechanic arts in the State of Georgia, under acts of Congress, approved respectively 2d July, 1862, and 14th April, 1864.

The following bills were withdrawn, to-wit:

A bill for the relief of Carrie Crook, former wife of J. M. Crook, of Lumpkin county.

A bill for the relief of administrators, executors and trustees, in certain cases.

A bill to authorize Joseph Jolley, of Butts county, to peddle without license.

The resolution fixing the hour for the meeting and adjourning of the daily sessions of the House, was taken up, and on motion laid on the table for the present.

On motion, the House adjourned until 10 o'clock to-morrow morning.

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TUESDAY, November 13th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. EDGE, of Campbell, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of a bill for the relief of Henry S. Harris, a citizen of this State, maimed while serving in the 3d Arkansas cavalry of the late Confederate States army, which motion prevailed.

Leave of absence was granted to Mr. Morris, of Franklin, on account of sickness; also, to Messrs. Sneed, of Richmond, and Hand, of Baker, for a few days, on special business.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the town of Ellaville in Schley county, approved November 23d, 1859.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to repeal the 29th section of an act to incorporate the Columbia & Augusta Railroad Company.

The report was agreed to; the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. RIDLEY in the chair, on the bill to provide a college for the benefit of agriculture and mechanic arts in the State of Georgia, under acts of Congress approved respectively 2d July, 1862, and 14th April, 1864; and having spent some time therein, the committee arose and reported the same back to the House, without amendment.

The report of the committee was agreed to, the bill was read the third time and passed; and the Clerk was instructed to transmit the same forthwith to the Senate.

Leave of absence was granted to Mr. Redwine, of Fayette, for to-day.

The House took up the report of the committee on the bill for the relief of Henry S. Harris.

On motion of Mr. GARTRELL, of Cobb, the consideration of the bill was postponed for the present.

On motion, the rule was suspended, and Mr. MOSES, of Muscogee reported a bill for the relief of the people of Georgia.

Also, a bill to define the liability of debtors in certain cases.

Mr. HUMPHREYS, of Lincoln, reported a bill to alter and change the 4249th and 4250th paragraphs of the Code of Georgia.

Mr. GARTRELL, of Cobb, reported a bill to authorize the Justices of the Peace of this State to change the places of holding courts and election precincts in their respective districts, in certain cases.

Mr. GROSS, of Screven, reported a bill to amend an act, approved on the 30th day of November, 1859, to authorize the administrator of the estate of James Young, sr., deceased, of Bulloch county, to advertise and sell the property of said estate, and to make letters to the same.

Also, a bill to incorporate the town of Sylvania, in the



county of Screven, to appoint commissioners for the same, and for other purposes.

Mr. WOMBLE, of Upson, reported a bill to aid, by endorsement of the State, the bonds of the Muscogee Railroad Company, in order to enable said Company to effect a connection with Barnesville.

Mr. WEAVER, of Clay, reported a bill to enforce the observance of the Lord's day.

The following message was received from the Senate through Mr. Weems, their Secretary:

*Mr. Speaker:* The Senate has passed the following bill, to-wit:

A bill to change the times of holding the Supreme Court, so far as relates to the Macon, Pataula, and South-western circuits.

They have also passed the following bill of the House of Representatives:

A bill to change the time of holding the Superior Court of the county of McIntosh, and legalize its proceedings.

The Senate have also agreed to the resolution of the House of Representatives in relation to furnishing the committee rooms in the State House with certain furniture, with an amendment, in which they ask the concurrence of the House of Representatives.

On motion, the House took up the amendment to said resolution, and concurred in the same.

Mr. JOHNSTON, of Forsyth, reported a bill to alter and amend an act entitled an act to organize a County Court, to define its jurisdiction, and for other purposes.

Mr. MADDOX, of Fulton, reported a bill to prescribe the mode of electing the Mayor and members of Council of the city of Atlanta.

Mr. DAVENPORT, of Oglethorpe, reported a bill to incorporate the Pogue Shoals Manufacturing Company.

Mr. STALLINGS, of Coweta, reported a bill to authorize the Governor to sell certain lands specially reserved to the State, and to appropriate the proceeds thereof to the education of orphans of deceased soldiers and indigent orphans in this State.

Mr. J. J. JONES, of Burke, reported a bill to revive and declare of force an act to incorporate the town of Waynesborough, in the county of Burke, assented to December 10th, 1812, and the several acts amendatory thereof; to amend said acts; to enlarge the powers of the commissioners of said town; to extend the corporate limits thereof; to declare valid the election of the present board of commissioners;

to make legal all ordinances and by-laws adopted by them, and for other purposes therein mentioned.

Mr. HOCKENHULL, of Dawson, reported a bill to amend the charter of the Cane Creek Hydraulic Hose Company, and the Etowah and Battle Branch Hydraulic Hose Company, approved December 13th, 1859.

Mr. GREEN, of Cobb, presented the memorial of Abel Cooper, which was, on motion, referred to the Committee on Petitions.

On motion, the Clerk was instructed to transmit forthwith to the Senate the bill to repeal the 29th section of an act to incorporate the Columbia & Augusta Railroad Company.

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration, the following bill, to-wit:

A bill to be entitled an act to appropriate money for the payment of J. R. Wikle, State agent, etc.: which they recommend do not pass.

F W ADAMS,  
*Chairman Finance Committee.*

The House took up the report of the committee, and resolved itself into Committee of the Whole, Mr. McWHORNER, of Greene, in the chair, on the bill to appropriate money for the payment of J. R. Wikle, and having spent some time therein, the committee rose and reported the same back to the House, without amendment.

The report of the Committee on Finance, which was adverse to the passage of the bill, was agreed to, and the bill was lost.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An Act to regulate confession fees and jury fees in Catoosa county.

An Act to alter and amend an Act, passed December 18th, 1817, to amend an Act passed November 27th, 1812, and to amend an Act passed 18th December, 1820, to incorporate the town of Sandersville, in the county of Washington, and to vest certain powers in the commissioners thereof.

An Act to change the time of holding the Superior Courts for the county of Marion.

An Act to provide for an election by the citizens of Bartow county, to settle the question of the location of their county site.

Also, a resolution to appoint Mrs. Helena Dorsey agent for the State Orphan Home, etc.

The following bills were read the second time, and committed for a third reading:

A bill to approve the consolidation of the Dalton & Jacksonville Railroad Company, the Georgia & Alabama Railroad Company, of the State of Georgia, and the Alabama & Tennessee Railroad Company, of the State of Alabama, and to authorize said companies consolidated to adopt a corporate name.

A bill to authorize the Justices of the Inferior Court of Camden county to levy a special tax for county purposes, and to regulate the same.

A bill to incorporate the Raccoon Coal Mining Company, and to extend the provisions of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

A bill to incorporate the Ocmulgee Loan and Savings Bank Association, and to confer upon the same certain powers and privileges therein specified.

A bill to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the superintendents, clerks and those who consolidate the returns of elections of said county, for their services.

Mr. RENDER, Chairman of the Enrolling Committee, reported as duly enrolled, signed by the Speaker of the House of Representatives, and attested by the Clerk thereof, the following resolutions, to-wit:

A resolution in reference to the proposed amendment to the Constitution of the United States.

Also, a resolution requesting the Governor to furnish certain information to the General Assembly in reference to the Penitentiary.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* I am directed by the Governor, to deliver to the House of Representatives, a communication in writing, with accompanying documents.

On motion, the message was taken up, read and referred to the Committee on the State of the Republic, and which is as follows:

EXECUTIVE DEPARTMENT,  
MILLEDGEVILLE, GEORGIA, November 13th, 1866.

*To the General Assembly:*

I came into office under the impression, that the vexed question of the boundary between Florida and Georgia had

been amicably and finally settled. I was therefore greatly surprised to find, during the late spring, that the inhabitants of a narrow strip of territory, which I suppose may be called "*the debatable ground*," were being called upon by the receivers of tax returns for both States to make return of their taxable property. This produced no little anxiety and excitement among those good citizens, who would be highly appreciated by either State. There was in this a conflict of authority, which, if not checked, might in time have imperilled the peace of the border. Under this impression, I proposed to Governor Walker, of Florida, that all action in reference to taxation be suspended until I could carefully investigate the subject, with the history of which I was not very familiar. Governor Walker, in the spirit of amity and courtesy, which it is to be hoped will always obtain between the States, promptly acceded to the proposition. My investigations have satisfied me, that this is no longer to be regarded as an open question. It is unnecessary to review the whole history of the controversy. Your attention is invited to a point in it, when a renewed attempt at amicable adjustment between the parties, after repeated failures, was agreed upon, and to what ensued. You are aware, that, having been unable to agree, yet unwilling to protract the controversy, the parties resorted to a suit in the Supreme Court of the United States, in the progress of which that government was made a party.

At this stage of the case, the Governor of Florida proposed that the terminal points of the then existing line be agreed upon; that a line be run from one to the other by two Commissioners, one to be appointed by each State, and that the line so run be established as the boundary. By resolution of the 27th December, 1857, the General Assembly accepted the proposition in regard to the terminal points, and in a commendable spirit declared that Georgia would adopt either the then existing line between those points, or any other that might be surveyed and marked, by virtue of law and the joint action of the two States. Authority was given by the same act, to the Governor, to appoint a competent surveyor to run out and mark distinctly such a line between the designated points, in conjunction with a surveyor to be appointed by the State of Florida.

In pursuance of this agreement, Gustavus I. Orr was appointed by the Governor of Georgia, and W. Whitner, by the Governor of Florida, to run and mark said line. Whilst these surveyors were engaged in the work assigned them, the General Assembly of Georgia, by an act assented to 16th December, 1859, enacted, "that if the State of Florida shall duly recognize and by law declare the line now being run by the joint surveyors of Florida and Georgia, that is to say,

the first line run by them from the western to the eastern designated terminus, as the permanent boundary line between the two States, that the said line is hereby recognized, adopted and declared on the part of Georgia as the true and permanent line of boundary; provided nevertheless, on the eastern terminus, it does not depart exceeding one-fourth of a mile from Ellicott's Mound."

The line was run out and marked, and its eastern terminus did not "depart one-fourth of a mile from Ellicott's Mound." Indeed, the variance being reported as only twenty-four feet, is inappreciable, and for all practical purposes the line may be taken to have terminated *at* that mound.

It would seem, then, that nothing more was wanting to bind Georgia to this line than Florida's recognition of it by legislative enactment. Whilst the survey was in progress, the Legislature of Florida enacted a law, approved 22d December, 1859, of the same tenor and effect with the above recited act of the State of Georgia.

After the completion of the line, the Legislature of Florida passed resolutions, approved February 8th, 1861, referring to the above act, declaring the line run by surveyors Orr and Whitner as the permanent boundary between the States, and authorizing the Governor of that State to issue a proclamation to that effect, provided, that, by authority of the Legislature of Georgia, the same thing be done by the Governor here. I transmit herewith a copy of those resolutions, now of file in this Department, authenticated by the great seal of the State. By the 17th and 21st sections of the Code, which was made the law of Georgia first by an adopting act, approved December 19th, 1860, and secondly by the 5th clause, 1st section, 5th article of the Constitution, ordained and established by the Convention of 1865, this identical line is declared to be the boundary between Florida and Georgia. Surely, this should have ended the controversy. The State of Florida so holds. I respectfully submit that so the State of Georgia must hold, unless she determine to ignore law enacted by her Legislature, and solemnly recognized as law by her people in Convention nearly five years after. I regret to add, however, that the General Assembly, by resolutions assented to December 11th, 1861, re-opened the controversy, by providing for the appointment of commissioners on the part of Georgia, and requesting the appointment of commissioners on the part of Florida to hold further conference on this vexed question. The Legislature of Florida, with commendable patience and friendly consideration, acceded to the request. Commissioners were appointed on both sides, and entered into conference in the month of December, 1862. Messrs. Wright and Erskine, on the part of Georgia, proposed that a line known as the Watson Line be adopted as the boundary.

Messrs. Banks and Papz, on the part of Florida, declined the proposition, and insisted that the previous action of the Legislatures of the two States had established the Orr and Whitner Line; and so this effort ended, without changing the status of the question.

I have already adverted to the difficulty which occurred in regard to tax returns. Accompanying this communication will be found a copy of a letter from the Tax Collector of one of our border counties, to the Comptroller General, stating his embarrassments, and asking instructions; also, a copy of a letter from a citizen of Georgia to myself, stating that the duty of administering an estate lying in the disputed belt has devolved upon him, and asking directions in which State he shall seek the necessary authority for so doing. These appeals present in strong light the evil of keeping the question open. Other and perhaps more serious difficulties will occur in the progress of time, if a finality be not given to it.

Questions of jurisdiction, civil and criminal, will arise between the Courts of the border counties of both States. The rights of property, the privileges, duties and liabilities of citizenship, the punishment of crime, and the peace of the border counties are all involved. To me it seems that these considerations far outweigh in importance the right of eminent domain over this narrow strip of land, and even the relation of citizenship between the State of Georgia and the inhabitants of that belt. Doubtless, there dwell upon it good and true men, whom we should all grieve to lose, but of all men in the State, they are most interested in the settlement of the controversy. But whatever interests or ties are involved in it, I respectfully insist, that by the action of the two States, Georgia is committed to the Orr and Whitner line, and good faith requires that she make full and final acknowledgment of it. I recommend that the General Assembly authorize the Executive to issue a proclamation declaring that line the boundary, and requiring her citizens and officers to govern themselves accordingly.

CHARLES J. JENKINS.

The following bills were read the second time, and referred to the Committee on the Judiciary :

A bill to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars, for the purpose of taking stock in the South Georgia & Florida Railroad, and for other purposes.

A bill to authorize administrators to perfect titles to land in certain cases.

A bill to alter and amend the 1578th and 1579th paragraphs of the Code of Georgia.

A bill to grant to the corporation of the city of Columbus the north, south and east commons of said city, and to authorize the Mayor and Council of said city to have the said commons surveyed into lots, and to sell the same upon such terms and conditions as may be prescribed, and to apply one-fourth of the proceeds to common schools in said city, and the remaining three-fourths to the payment of the bonds and interest issued by said corporation in aid of the several railroads in which said corporation has taken stock.

A bill to prevent persons from hunting or fishing upon the lands or premises of other persons, without their consent.

A bill to allow defendants to be witnesses in certain cases therein mentioned.

A bill to repeal the 12th section of an act, approved March the 3d, 1866, and entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes.

A bill to alter and amend an act to alter and amend the Penal Code of Georgia.

A bill to alter and amend section 4032 of the Code of Georgia, so far as the county of Lincoln is concerned.

A bill to repeal a part of section 636 of the Code of Georgia, so far as the same relates to the county of Lincoln.

A bill for the relief of Pierce L. Lewis, a minor.

A bill to fix the times of holding the Supreme Court, and to regulate proceedings therein.

A bill to require persons owning land in this State to pay tax on the same in the county in which it is located; to provide for the sale of the land in case of failure, and for other purposes.

A bill to protect factors, commission merchants and other parties in this State who may hereafter make advances in produce, bacon, or other articles necessary to the successful prosecution of the agricultural interest in this State.

A bill to explain and define section 3d of an act, approved 9th March, 1866, entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

The following bills were read the second time and referred to the Committee on Agriculture and Internal Improvements:

A bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad, and for other purposes.

A bill to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes.

A bill to enable owners of mills, mines and manufactures to draw water from branches or other head waters through intervening lands.

The following bills were read the second time and referred to the Committee on New Counties and County Lines :

A bill to change the county line between the counties of Appling and Coffee.

A bill to change the line between the counties of Wilcox and Pulaski.

The following bill was read the second time and referred to the Committee on Manufactures.

A bill to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

The following bill was read the second time and referred to the Committee on Finance :

A bill to relieve and exempt from a poll tax, for the fiscal years 1866 and 1867, all persons who were in regular military organizations of the State or Confederate service in the late war, and who faithfully did their duty as such, or who may have been confined in a military prison at the close of the war.

Mr. RENDER, chairman of the Enrolling Committee, reported as duly enrolled, signed by the Speaker of the House of Representatives, and attested by the Clerk thereof, the following resolution, to-wit :

A resolution requesting a mail route to be established from Reidsville to Johnson Station, on the Albany & Gulf Railroad.

The following bill was read the second time and referred to the Committee on Public Printing :

A bill to change the mode of selecting a State Printer, and to repeal 940th, 947th and 957th sections of the Code, and to alter and amend section 944.

The following bills of the Senate were read the first time :

A bill to amend an act incorporating the town of Elberton, approved 19th February, 1866, by giving additional powers to the Town Council of said town.

A bill to amend the law in regard to effecting service of bills in equity, to marshal the assets of estates of deceased persons.

A bill to reduce the bonds of the Sheriffs of certain counties therein named.

A bill for the relief of Nancy A. E. Baldwin, of Stewart county, Georgia.

A bill to repeal an act, approved on the 4th day of March, 1856, to compensate the grand and petit jurors of the county of Tattnall : also, to repeal an act, approved on the 4th day of March, 1856, to authorize the Inferior Court of Tattnall county to assess an additional tax for the purpose of paying the grand and petit jurors of said county.



A bill to repeal an act entitled an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

A bill to amend the charter of the city of Albany.

A bill to amend the act incorporating the city of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

A bill to repeal section 940 of the Code of Georgia, and to substitute a section in lieu thereof.

A bill to enable the Justices of the Inferior Court of the several counties in the State of Georgia to raise a fund sufficient to build their court houses and jails, where they have been destroyed by the Federal army, or from other causes, and for levying an extra tax to meet the payment of the same.

A bill to extend the time of settlement by Tax Collectors with the Comptroller and Treasurer, and for other purposes.

A bill to incorporate the Savings Bank of Lumpkin.

A bill to prevent the distillation of cereals and the seed of the sugar cane into spirituous liquors in the State of Georgia, until the meeting of the next General Assembly, and for other purposes therein named.

A bill to compel the Judges of the Supreme Court to read their decisions from the bench and sign the same at the opening of each and every session, and for other purposes.

A bill for the relief of Albert Fields, of the county of Dougherty, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty county.

A bill to amend an act entitled an act to amend an act to incorporate the Central Railroad and Canal Company of Georgia; to alter and change the name of said company, and to give to said company banking powers and privileges.

A bill to change section 2500 of the Code of Georgia.

A bill to incorporate the Lumpkin Porcelain Manufacturing Company.

The following bills were read the second time and referred to the Committee on the Judiciary:

A bill to change the reading of section 1533 of the Code.

A bill to prohibit servants engaged in agriculture from selling or disposing of any agricultural products, without the written permit of their employer.

A bill to amend section 3555 of the Code of Georgia.

A bill for the relief of Robert T. Bridges and John Sansom and \_\_\_\_\_, of the county of Whitfield.

A bill to relieve purchasers from the payment of demands founded upon the sale of slaves, in all cases where said slaves have been set free by operation of the war.

A bill to protect Sheriffs and other officers, and to regulate the levy of executions, and for other purposes.

The following bill was read the second time and referred to the Committee on the Deaf and Dumb Asylum :

A bill to alter and amend the Code in relation to the location, organization and management of the Academy for the Deaf and Dumb.

The following bill was read the second time and referred to the Committee on Finance :

A bill for the relief of Messrs. Seago, Palmer & Co.

The following bills were read the second time and committed for a third reading :

A bill to amend the charter of Mount Vernon Institute, in Washington county.

A bill to repeal an act, assented to December 11th, 1858, to change the lines between the counties of Dougherty and Worth, and thereby re-establish the original line.

A bill to authorize an advance payment to be made to the Public Printer of the present session of the Legislature.

A bill to authorize and require the Treasurer of this State to make certain advances, and for other purposes.

Leave of absence was granted to Mr. Scandrett, of Taylor, on account of sickness, and to Mr. Tucker, of Meriwether, on account of the extreme illness of a relative.

On motion, the use of the Representative Hall was granted to the Cotton Planters' Convention, to assemble this afternoon at three o'clock.

On motion, the House adjourned until ten o'clock to-morrow morning.

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WEDNESDAY, November 14th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

Leave of absence was granted to Mr. Humphreys, of Lincoln; Mr. Green, of Cobb, and Mr. McDougald of Chatahoochee.

The Committee on the Judiciary, to whom was referred the report of the committee appointed to examine a Digest of Laws, prepared by A. O. Bacon, Esq., reported a resolution requesting the Governor to subscribe for two hundred and fifty volumes of said Digest.

On motion, said resolution was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* I am directed by the Governor to deliver to the House of Representatives a communication in writing with an accompanying document.

On motion, the communication from the Governor was taken up and read, and is as follows:

EXECUTIVE DEPARTMENT,  
MILLEDGEVILLE, GA., Nov. 14, 1866. }

*To the General Assembly:*

I transmit herewith a communication from the Merchants' and Mechanics' Fire Company, of Milledgeville. It will be seen that this company is fully organized, and possessed of hooks and ladders to be used in case of fire, but are without an engine. They represent that the City Council of Milledgeville, by reason of their heavy indebtedness, and the necessity of laying taxes for indispensable public uses, as onerous as the citizens can well bear, are unable to furnish them with one. The State has in the city much valuable real estate and still more valuable records, which are every hour exposed to peril from fire. One of these engines well manned and skillfully operated, would be capable in many cases of arresting a fire, which, without such an apparatus, would reduce the entire building and much of its contents to ashes. I know of no better investment of the same amount, that the State could make, than the one proposed. It is certainly wise economy to provide all possible safeguards against fire to valuable property.

It must also be regarded as a strong additional inducement that it would give greater security to the property of the citizens of Milledgeville, since they have organized an efficient company, and are more than willing to render their services to the State, in case of necessity, without personal compensation, it is reasonable that the State should furnish an engine. Their services in time of fire are always arduous, and at times perilous.

It is proposed that the engine remain the property of the State, and the use and keeping of it always subject to Executive control. Any conditions that the General Assembly may think proper, with reference to the public interest, might be imposed. I respectfully recommend that a sum not to exceed sixteen hundred dollars (that being the estimated cost of the engine and hose), be appropriated for this purpose, to be expended in such way as the General Assembly may direct.

(Signed)

CHARLES J. JENKINS.

On motion, said communication was referred to the Committee on Finance.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to repeal the 5th section of an act to repeal an act, entitled an act, etc., approved February 17th, 1854.

A bill to alter the time of holding the County Court, in the county of Stewart.

A bill to repeal section 1439 of the Code.

A bill to amend section 1574 of the Code.

A bill to repeal the tax assessed on cotton as merchandise.

A bill to require executors and administrators to advertise the terms of their sales.

A bill to authorize and require the Judge of the Superior Court of Whitfield county to enter a certain case settled upon certain conditions.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to reduce the tax and to define the powers of the Town Council of Cartersville.

A bill to extend the time within which Tax Collectors shall be required to make their final returns to the Comptroller General for the present year.

A bill to change the time of holding the Superior Court of Clay county.

A bill to make Justices of the Peace in Marion county *ex-officio* Road Commissioners for their respective districts.

A bill to amend an act, entitled an act to incorporate the Water Lot Company of the City of Columbus.

A bill to amend an act, entitled an act to legalize and make valid certain acts of Notaries Public in this State, approved March 17th, 1866.

The Senate have also agreed to the resolution of the House of Representatives in relation to the Digest of the decisions of the Supreme Court, prepared by I. W. Avery, Esq., with an amendment, in which they ask the concurrence of the House.

The Clerk proceeded to call the roll of counties, when—

Mr. BENNETT, of Brooks, reported a bill to regulate the building of fish traps in the Withlacoochee river.

Mr. MORROW, of Columbia, reported a bill to exempt persons actually engaged in attending to a grist mill, from jury duty.

Also, a bill to stop the law in all civil cases in the State of Georgia until the 1st day of January, 1868.

Mr. BYINGTON, of Clayton, reported a bill to authorize the Trustees of Clayton High School to raise a sum of money therein named by lottery, for the sole purpose of building a suitable edifice for the use of said school.

Mr. WATKINS, of Colquitt, reported a bill to prevent obstructions in Okolocknee river, and for other purposes.

Mr. RENDER, Chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit:

An act to change the time of holding the Superior Court of the county of McIntosh, and to legalize the proceedings of said court.

Also, an act to incorporate the Coweta Falls Manufacturing Company of Columbus, Georgia.

Also, a resolution to furnish committee rooms, etc.

Mr. WINNINGHAM, of DeKalb, reported a bill to authorize the Inferior Court of DeKalb county to increase the fees of the jailor for said county.

Mr. POWELL, of Decatur, reported a bill to compensate the grand and petit jurors of the Superior, Inferior and County Courts in the county of Decatur, in this State, and to authorize the levy of an extra tax for said purpose.

Mr. MADDOX, of Fulton, reported a bill to legalize certain acts of the Fulton Loan and Building Association, and the Stonewall Building Association.

Mr. DART, of Glynn, reported a bill to confer on Mrs. Rachael Shea, wife of Dennis Shea, of the city of Milledgeville, county of Baldwin, the powers and privileges of a *feme sole*.

Mr. SWANN, of Greene, reported a bill to provide a mode of furnishing transportation to maimed soldiers for traveling to and from their homes to the place designated as the place to furnish said soldiers with a leg or an arm.

Mr. MARTIN, of Gwinnett, reported a bill to allow compensation to Dr. Johnson Matthews for treating small pox cases in Gwinnett county.

Mr. HOWARD, of Lumpkin, reported a bill to incorporate the Chestalee Fluming and Gold Mining Company.

Mr. LAWSON, of Putnam, reported a bill to amend section 3883 of the Code of Georgia.

Also, a bill concerning the publication of citations.

Also, a memorial from Boughton, Nisbet, Barnes & Moore, which was referred to the Committee on Finance.

Mr. SPEER, of Sumter, reported a bill for the relief of Nancy E. Hancock.

Mr. GROSS, of Screven, reported a resolution tendering the hall of the House of Representatives to Mr. Jesse W. Jackson in which to deliver an address this evening at 7 o'clock, which, on motion, was taken up, read and adopted.

Mr. RIDLEY, of Troup, reported a bill to grant certain privileges to James Q. Clarke, a minor, and to legalize his acts as though he were of full age.

Mr. HUGHES, of Union, reported a bill for the relief of the people of Georgia.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act for the relief Robert T. Bridges, John Sansom and ———, of the county of Whitfield: which they recommend do pass.

Also, a bill to be entitled an act to amend the 3253d section of the Code of Georgia: which they recommend do pass.

Also, a bill to be entitled an act to amend the *certiorari* laws of this State: which they recommend do pass.

Also, a bill to be entitled an act to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, or to employ such without the consent of their original employer before the expiration of their contract: which they recommend do pass.

Also, a bill to be entitled an act to alter and amend an act to alter and amend the Penal Code of Georgia: which they recommend do pass.

Also, a bill to be entitled an act to alter and amend section 4032 of the Code of Georgia, so far as the county of Lincoln is concerned: which they recommend do not pass.

Also, a bill to be entitled an act to repeal a part of section 636 of the Code of Georgia, so far as the same relates to the county of Lincoln: which they recommend do not pass.

Also, a bill to be entitled an act to change the reading of section 1533 of the Code of Georgia: which they recommend do not pass.

Also, a bill to be entitled an act to amend 3555th section of the Code of Georgia: which they recommend do not pass.

Also, a bill to be entitled an act to relieve purchasers from the payment of demands founded upon the sale of slaves, in all cases where said slaves have been set free by operation of the war: which they recommend do not pass:

Also, a bill to be entitled an act to allow parties upon the trial of any suit in the courts of this State to give in evidence any matter that may be material to ascertain the equities between parties, and to arrive at the appreciation the parties gave to the evidence of the contracts at any time, and the

consideration thereof and the currency in which payment was to be made, and the value of such currency at any time, and the value of the consideration at any time which may be showed by the tax returns or otherwise, and to put all contracts upon the same footing as the rules of evidence, as authorized by the ordinance of the Convention, passed for the purpose of ascertaining the equities between parties to contracts, and to change the rules of evidence for that purpose, and thereof avoid repudiation and bankruptcy.

The committee report a substitute: which they recommend do pass in lieu of the original.

The committee, to whom was referred the report of the committee to examine the Digest of the decisions of the Supreme Court of Georgia, report a resolution which they recommend be adopted.

R. J. MOSES,

*Chairman Judiciary Committee,*

Mr. RUMPH, of Wayne, reported a bill to amend the 1669th paragraph, part 2d, title 2d, chapter 1st, article 1st, section 2d of the revised Code of Georgia.

Mr. STARR, of White, reported a bill for the relief of administrators, executors and trustees, in certain cases.

Mr. ADAMS, of Clarke, reported a bill to amend an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes, approved March 16th, 1866.

Mr. TENCH, of Coweta, reported a bill to legalize the sale of the personal property of the estate of Joseph Bohanan, late of Coweta county, by Tallerson Kirby, administrator with the will annexed of said Joseph Bohanan, and to authorize said administrator to sell the lands belonging to said estate.

Mr. WILLIAMS, of Bryan, reported a bill to allow the Rev. W. B. McHan, of the county of Bryan to practice medicine and charge for the same.

Mr. GARTRELL, of Cobb, reported a bill to amend an act entitled an act for the relief of all persons who were *bona fide* soldiers of the army of the late Confederate States, for acts done or committed under an order or orders from any officers of the same; also, to relieve officers for any act done under orders from a superior officer.

Mr. BARNES, of Richmond, reported a bill to authorize and direct the Treasurer of the State to pay to A. C. Holt the last quarter's salary of the Hon. W. W. Holt, late Judge of the Middle Judicial Circuit.

Also, a bill, to authorize the Governor to draw his warrant on the Treasury in favor of A. C. Holt, for the last quarter's salary of the Hon. W. W. Holt as Judge of the Middle Judicial Circuit.

The House took up the report of the committee on the bill to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, or to employ such without the consent of the original employer, before the expiration of the contract.

The report was agreed to; the bill was read the third time, and passed.

Mr. SWEARINGEN, of Decatur, offered a resolution ordering the printing of 300 copies of the report of the joint standing Committee on the State of the Republic, on the proposed amendment to the Constitution.

On motion, said resolution was taken up and indefinitely postponed.

The House took up the report of the committee on the bill to alter and amend an act to alter and amend the Penal Code of Georgia.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the *certiorari* laws of this State.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to authorize and require the Treasurer of the State to make certain advances.

The report was agreed to; the bill was read the third time and passed, and ordered sent forthwith to the Senate.

The House took up the report of the committee on the bill to incorporate the Raccoon Coal Mining Company, and to extend the provisions of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Decatur county to order the payment of the superintendents, clerks, and those who consolidate the returns of elections of said county, for their services.

The report was agreed to; the bill was read the third time, and passed.

Mr. J. B. JONES, chairman of the Committee on Agriculture, submitted the following report:

The Committee on Agriculture and Internal Improvements have had under consideration the following bills, to-wit:

A bill entitled an act to incorporate the Hawkinsville Manufacturing Company of Pulaski county, Georgia: and report the same back with recommendation that it do pass,



Also, a bill to be entitled an act to encourage sheep raising in this State: and report the same back with recommendation that it do pass.

J. B. JONES, *Chairman*.

The House took up the report of the committee on the bill to authorize the Inferior Court of Camden county to levy a special tax for county purposes.

The report of the committee was agreed to; the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of certain persons therein named.

The report was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to approve the consolidation of certain railroad companies therein named, and to authorize the consolidated companies to adopt a corporate name.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the 3253d section of the Code of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to incorporate the Hawkinsville Manufacturing Company of Georgia.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to repeal an act, assented to December the 11th, 1858, to change the lines between the counties of Dougherty and Worth, and re-establish said line between said counties.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to encourage sheep raising in this State.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the charter of Mount Vernon Institute, in Washington county.

The report of the committee was agreed to; the bill was read the third time, and passed.

The House took up the report of the committee on the bill to authorize an advance to the Public Printer.

The report was agreed to; the bill was read the third time, and passed.

The bill to incorporate the Ocmulgee Loan and Savings

Bank Association, and to confer upon the same certain powers and privileges therein specified, was referred to the Committee on Banks.

Mr. HILL, of Fulton, offered a resolution for the appointment of a committee to make arrangements for services in the Hall of Representatives, on Thursday, the 22d instant, and invite some distinguished divine to deliver an appropriate sermon on that occasion.

On motion, the resolution was taken up, and, on motion of Mr. J. J. JONES, the word "distinguished" was stricken out, and, on motion of Mr. BAKER, the word "divine" was stricken out, and the word "clergyman" substituted in lieu thereof.

The resolution as amended was adopted, and ordered to be sent to the Senate.

The committee are Hill, Baker and Mallard.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have agreed to the resolution of the House of Representatives in reference to the appointment of a joint committee to make certain arrangements for service in the hall of the House of Representatives, on Thursday, the 22d instant.

The committee on the part of the Senate consists of Messrs. J. A. W. Johnson and Butler.

The following bills were read the third time and lost, to-wit:

A bill to amend the 3555th section of the Code of Georgia.

A bill to alter section 1533 of the Code.

The bill to relieve purchasers of slaves from the payment of the purchase price, in all cases where said slaves have been set free by operation of law, was laid on the table for the present.

The bill to repeal a part of the 636th section of the Code of Georgia, so far as the same relates to the county of Lincoln, was read the third time and lost.

Also, the bill to alter and amend section 4032 of the Code of Georgia, so far as the county of Lincoln is concerned.

On motion, the House adjourned until 10 o'clock to-morrow morning.

THURSDAY, November 15th, 1866.

10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

Leave of absence was granted to Mr. DIXON, of Macon, for a few days, on special business; also to Mr. COLLEY, of Calhoun, for a few days, on special business; and Mr. J. B. JONES, of Burke, and Mr. RHODES, of Walker, on account of sickness.

On motion of Mr. POTTLE, of Warren, a seat on the floor of the House was tendered to General J. B. Gordon during his stay in the city.

Mr. MORRIS, of Franklin, from the Committee on Petitions, submitted the following report:

The Committee on Petitions, to whom were referred various matters, beg leave to submit the following report:

They have duly considered the petition from citizens of Emanuel county, praying for the re-enactment of a Stay Law or other relief to the people from financial embarrassment, and report the same back to the House without recommendation, believing this to be a subject for the consideration of the whole House rather than of your committee.

Your committee have also had under consideration the petition from the Inferior Court of McIntosh county, asking for an appropriation from the State, to enable them to build a jail and court house for said county, and instructed me to report that, if McIntosh county were the only county wherein the public buildings are wanting, even in the impoverished condition of the State, the request might be granted; but, when we consider the large number of counties in a like condition, we deem it impolitic for the State to assume the burdens, and respectfully recommend that the petition be not granted.

Your committee have also maturely considered the petition of J. E. Holmes, of McIntosh county, praying that he may be appointed inspector and measurer of lumber and timber for the State, and have instructed me to report the same back to the House, with the remark, that they are not aware of any law authorizing the legislature to appoint an inspector and measurer of lumber for the State; the power of appointing these officers is by law vested in the Inferior Courts and in incorporated towns and cities, where your committee are of opinion it should remain.

Your committee have also had under consideration the petition of Abel Cooper, a freedman, of Cobb county, praying for a State appropriation for his support, and have instructed me to report. Your committee does not doubt the former

honest and faithful services of the petitioner, but his situation is doubtless that of many others in Georgia, who, by the act of emancipation, have been deprived of a kind, sympathizing master to care for them in their old age and helplessness. Your committee are of opinion that all such cases come properly under the care and protection of the Inferior Courts of the several counties.

All of which is respectfully submitted,  
(Signed) THOS. MORRIS, *Chairman*.

The following message was received from the Senate, through Mr. Weems, their Secretary:

*Mr. Speaker*: The Senate have passed the following bills, to-wit:

A bill to add lot of land No. 231, in the fourth district, second section of Cherokee county, to the county of Pickens.

A bill to consolidate the offices of Clerk of the Superior and Inferior Courts in the county of Elbert.

A bill to amend the charter of the Kenesaw Mining Company of Georgia, and to change its name to that of the Kenesaw Mining and Manufacturing Company of Georgia.

A bill to incorporate the Lumpkin Manufacturing Company.

The Senate have also agreed to a joint resolution in reference to the proposed revision of the Code of Georgia by Samuel C. Elam, Esq., of the county of Sumter, in which they ask the concurrence of the House of Representatives.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to incorporate the town of Marshallville, in the county of Macon.

A bill to amend an act incorporating the Southern Mutual Insurance Company, approved December 29th, 1847.

A bill to prevent the obstruction of Spring creek, so far as relates to the counties of Miller, Decatur and Early.

A bill to amend an act entitled an act for the relief of maimed and indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State, in the State or Confederate armies, by striking out the word "indigent" wherever occurring in said act, and for other purposes.

Mr. RENDER, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate the following act, to-wit:

An act to repeal the twenty-ninth section of an act to incorporate the Columbia and Augusta Railroad Company.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the bill of the House of Representatives—

To repeal the twenty-ninth section of an act to incorporate the Columbia and Augusta Railroad Company, which I am instructed to transmit forthwith to the House of Representatives.

The House took up the report of the committee on the bill to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes, the same being the special order for the day.

The previous question was called and sustained, the report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and noes were required to be recorded, and resulted in ayes 93, and noes 56.

Those who voted in the affirmative are Messrs.

Asbury,	Hicks,	Redwine,
Atkinson,	Hill,	Reese,
Baker,	Hollis,	Render,
Bennett,	Howard, of Lumpkin	Robinson, of Appling
Benson,	Hockenhull,	Robinson, of Laurens
Boyd,	Hughes, of Twiggs,	Robson,
Bragg,	Johnston, of Forsyth,	Roundtree,
Brown, of Houston,	Johnston, of Pierce,	Rumph,
Brock,	Johnson, of Wilcox,	Russell, of
Bulloch,	Kibbee,	Muscogee,
Byington,	Maddox, of Fulton,	Sale,
Cabaniss,	Mattox, of Elbert,	Sims, of Bartow,
Cameron,	Mallard,	Smith, of Clinch,
Carter,	Martin,	Speer,
Cook,	McCullough,	Stallings,
Colley,	McComb,	Stanfield,
Dart,	McDowell, of Heard,	Starr,
Dixon, of Macon,	McDowell, of Pike,	Sumner,
Dodds,	McRae,	Swearingen,
Dorsey,	McQueen,	Tench,
Dozier,	Mizell,	Thomas,
Edge,	Morris, of	Usry,
Fincannon,	Montgomery,	Wall,
Ford,	Morris, of Franklin,	Weaver,
Frazer,	Mitchell, of Thomas,	White,
French,	Moses,	Wilburn,
Gibson,	Moughon,	Williams, of Bulloch,
Glenn,	Oates,	Williams, of Dooly,
Green,	Peeples,	Winningham,
Grogan,	Pickett,	Woodward,
Gunnells,	Phillips,	Womble,
Harden,	Ragsdale,	

Those voting in the negative, are Messrs.

Adams,	Baynes,	Bush,
Barnes,	Brown, of Early,	Burch,

Candler,	Lawson,	Rogers,
Davenport,	McCutchen,	Sharp,
Dickson, of Walker,	McLendon,	Shaw,
DuBose,	McWhorter, of	Shepard,
Ellington,	Greene,	Simms, of Newton,
Evans,	McWhorter, of	Smith, of Hancock,
Gartrell,	Oglethorpe,	Snead,
Gross,	Morell,	Stapleton,
Harrison,	Morrow,	Stanton,
Harlan,	Montgomery,	Swann,
Hargett,	Peebles,	Umphrey,
Hinton,	Pottle,	Watkins,
Holliday,	Powell,	Wicker,
Howard, of Bartow,	Quillian,	Williams, of Bryan,
Hodges,	Rhodes,	Wilkerson,
Hudson,	Ridley,	Woods, of Floyd,
Hughes, of Union,	Robertson, of	Woods, of Morgan,
Jones, J. J., of Burke,	Walton,	

Ayes, 93 ; Nays, 56. So the bill was passed.

On motion, the House adjourned until 10 o'clock to-morrow morning.

FRIDAY, November 16th, 1866,  
10 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

Mr. DuBOSE, of Hancock, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill to be entitled an act to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes ; upon which motion the yeas and nays were required to be recorded, and resulted in yeas 56, and nays 87.

Those voting in the affirmative are Messrs.

Adams,	Frost,	Hughes, of Union,
Barnes,	Gartrell,	Jones, J. J., of
Boyd,	Gross,	Burke,
Brown, of Early,	Harrison,	Lawson,
Bush,	Harlan,	Mallard,
Burch,	Hargett,	McCutchen,
Candler,	Hinton,	McLendon,
Davenport,	Holiday,	McWhorter, of
Dickson, of Walker,	Howard, of Bartow,	Greene,
DuBose,	Hodges,	McWhorter, of
Ellington,	Hudson,	Oglethorpe,
Evans,	Humphreys,	Morell,

Morrow,	Rodgers,	Swann,
Montgomery,	Sharp,	Umphrey,
Peebles,	Shaw,	Watkins,
Pottle,	Simms, of Newton,	Willis,
Quillian,	Smith, of Hancock,	Williams, of Bryan,
Ridley,	Snead,	Wilkerson,
Robertson, of	Stapleton,	Woods, of Floyd,
Walton,	Stanton,	Woods, of Morgan.

Those voting in the negative are Messrs.

Asbury,	Howard, of	Reese,
Atkinson,	Lumpkin,	Render,
Baker,	Hockenhull,	Robinson, of
Baynes,	Hughes, of Twiggs,	Appling.
Bennett,	Johnston, of	Robinson, of
Benson,	Forsyth,	Laurens,
Bragg,	Johnston, of Pierce,	Robson,
Brown, of Houston,	Johnson, of Wilcox,	Roundtree,
Brock,	Kibbee,	Rumph,
Bulloch,	Maddox, of Fulton,	Russell, of Muscogee,
Byington,	Mattox, of Elbert,	Sale,
Cabaniss,	Martin,	Shepard,
Cameron,	McCullough,	Sims, of Bartow,
Carter,	McComb,	Smith, of Clinch,
Cook,	McDowell, of Heard,	Speer,
Dart,	McDowell, of Pike,	Stallings,
Dixon, of Macon,	McRae,	Stanfield,
Dodds,	McQueen,	Sumner,
Dorsey,	Mizell,	Swearingen,
Dozier,	Morris, of	Thomas,
Fincannon,	Montgomery,	Usry,
Ford,	Morris, of	Wall,
Fraser,	Franklin,	Weaver,
French,	Moses,	White,
Gibson,	Moughon,	Wilburn,
Green,	Oates,	Williams, of
Grogan,	Peeples,	Bullock,
Gunnells,	Pickett,	Williams, of Dooly,
Harden,	Phillips,	Winningham,
Hicks,	Ragsdale,	Woodward,
Hill,	Redwine,	Womble.
Hollis,		

Yeas 56; Nays 87. So the motion was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* I am directed to inform the House of Representatives that the Senate have appointed, on their part, a committee, consisting of Messrs. Moore and Redding, to examine the revised Code of Georgia prepared by Samuel C. Elam, Esq., of the county of Sumter.

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration, the following bills, to-wit:

A bill to be entitled an act for the relief of John B. Hudson, of Warren county: which they recommend do not pass.

Also, a bill to be entitled an act to relieve and exempt from a poll tax, all persons who were in the State or Confederate service, for the fiscal years 1866 and 1867, who faithfully discharged their duty as soldiers, or who were confined in military prisons at the close of the war: which they recommend do not pass.

F W ADAMS,

*Chairman Finance Committee.*

Leave of absence was granted to Messrs. Usry, of Glasscock; Swann, of Greene; Roundtree, of Emanuel; Brown, of Houston; and Wicker, of Washington, on special business; and to Starr, of White, on account of sickness.

On motion of Mr. MOSES, of Muscogee, a seat on the floor of the House was tendered to General Waddy Thompson, of South Carolina, and the use of the Representative Hall was granted to him this evening at seven o'clock, in which to deliver an address.

Mr. J. J. JONES presented a memorial from the Cotton Planters' Convention, which was referred to the Committee on Agriculture and Internal Improvements.

Mr. RIDLEY, chairman of a special committee appointed at the last session of the General Assembly to digest and report a common school system, submitted the following report:

The committee appointed at the last session of the General Assembly to digest and report a common school system for the State, report a bill which is herewith submitted.

(Signed)

R. A. T. RIDLEY,  
E. H. POTTLE,  
C. C. KIBBEE,  
JAS. P. PHILLIPS,  
S. W. BAKER,  
WM. H. WOODS,  
JAMES STAPLETON,  
JOHN M. EDGE,  
E. M. DODSON,

*Committee.*

Which is a bill to be entitled an act to provide for education, and to establish a general system of Georgia schools, and which was read the first time, and 200 copies ordered to be printed for the use of the House.

The Clerk proceeded to call the roll of counties, when Mr.



MCLENDON, of Wilkes, reported a bill to confer on the Justices of the Inferior Court of the several counties of this State the power to fix the fees of jailors for dieting prisoners.

Mr. SPEER, of Sumter, reported a bill to amend an act incorporating the city of Americus, in the county of Sumter, and the several acts amendatory of the several incorporating acts.

Mr. DIXON, of Macon, reported a bill to change the time time of holding the Superior Courts of Macon, and to provide for the drawing of two panels of grand and petit jurors for said county.

Also, a bill to change the line between the counties of Macon and Sumter, and to add a portion of Sumter to Macon.

Mr. HUMPHREYS, of Lincoln, reported a bill to require persons who have free persons of color liable to pay poll tax in their employ on the first day of April of any year, to give in the same to the Tax Receiver of their county, and to make the employer responsible for the payment of the same.

Mr. BAYNES, of Jasper, reported a bill for the relief of all securities on executions, notes, accounts and other obligations where the securities are bound for the same, and where the security or indorser has never received nor expects to receive any benefit for himself or his family, either directly or indirectly, as a consideration for said securityship or endorsement, and for other purposes.

Mr. MORRIS, of Franklin, reported a bill to authorize Dr. Dennis O. Osborn, of the county of Franklin, to practice medicine and charge for the same.

Mr. THOMAS, of Floyd, reported a bill to amend an act entitled an act to incorporate the Memphis Branch Railroad Company of Georgia.

Mr. ROUNDTREE, of Emanuel, reported a bill to change the line between the counties of Johnson and Emanuel, so as to include the farm and residence of Henry Nell, of Johnson county, within the county of Emanuel.

Mr. WINNINGHAM, of DeKalb, reported a bill for the relief of William J. Williams, of the county of DeKalb.

Mr. GARTRELL, of Cobb, reported a bill for the relief of of indigent widows and orphans, wounded and disabled soldiers in this State.

Mr. RENDER, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolution and acts, to-wit :

Resolution in regard to service in Representative Hall on the 22d instant.

Also, an act to make the Justices of the Peace in Marion county *ex officio* Road Commissioners for their respective districts in said county.

Also, an act to extend the time within which Tax Collectors in this State shall be required to make their final returns to the Comptroller General for the present year.

Also, an act to change the time of holding the Superior Court in Clay county.

Also, an act to amend an act entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved 17th March, 1866.

Also, an act to reduce the tax and define powers of the Town Council of Cartersville, in Bartow county.

Also, an act to amend an act entitled an act to incorporate the Water Lot Company of the city of Columbus, approved 27th December, 1845.

Also, an act to incorporate the town of Marshallville, in the county of Macon.

Also, an act to amend an act entitled an act to incorporate the Southern Mutual Insurance Company, as approved December 29th, 1847.

Also, an act to amend an act entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State in the State or Confederate armies, by striking out the word "indigent" wherever occurring in said act, and for other purposes.

Also, an act to prevent the obstruction of Spring Creek, so far as relates to the counties of Miller, Decatur and Early.

Mr. Green, of Cobb, reported a bill allowing executors and administrators of other States and Territories of the United States, to qualify and act as such executors and administrators in this State, in certain cases.

Mr. WEAVER, of Clay, reported a bill to amend an act entitled an act to incorporate Cotton Hill Male and Female Seminary, in the village of Cotton Hill, Clay county, and to appoint Trustees for the same, approved 6th March, 1856.

Mr. HARDEMAN, of Bibb, reported a bill to repeal the 2635th section of the Code, and to repeal an act entitled an act to repeal the 2635th section of the Code, and to substitute another in lieu thereof, approved March 17th, 1866.

Mr. POTTLE, of Warren, reported a bill to alter and amend section 1815 of the revised Code.

Mr. GLENN, of Whitfield, reported a bill for the relief of the people of Georgia, and to prevent the levy and sale of property for a limited period, and to regulate the issuing of process from the various courts of this State, and to repeal an act passed by the General Assembly, known as the relief bill,

passed over the Governor's veto in the House March 6th, 1866, and in the Senate March 8th, 1866.

Mr. LAWSON, of Putnam, reported a bill concerning the advertising of Sheriff's sales.

Also, a bill to simplify and harmonize proceedings in the filing and service of legal papers.

Mr. MOSES, of Muscogee, reported a bill to appropriate a fund for the burial of the dead.

Mr. BAKER, of Lowndes, reported a bill to amend the charter of the town of Valdosta, of Lowndes county.

Also, a bill for the relief of George Downings, of Lowndes county, and for other purposes.

Mr. HILL, of Fulton, presented a petition from O. H. Jones, a citizen of Atlanta, which was referred to the Committee on Petitions.

Mr. HARRISON, of Chatham, presented a memorial from Mr. George H. Ratchfield, which was referred to the Committee on Finance.

The bill to alter and amend the Code in relation to the location, organization and management of the Academy for the Deaf and Dumb, was laid on the table for the present.

The House went into Committee of the Whole, Mr. GARTRELL in the chair, on the bill for the relief of John B. Hudson, of Warren county, and having spent some time therein, the committee arose and reported the same back to the House, without amendment.

Mr. MOSES moved to amend the report by adding the following:

"And all other cadets who voluntarily left the Military Institute to join in the Confederate army."

Mr. J. J. JONES, of Burke, offered the following as a substitute for Mr. Moses' amendment:

"And all who left the Institute under similar circumstances."

On motion of Mr. BUSH, of Miller, the bill and amendments were postponed indefinitely.

On motion, the House adjourned until ten o'clock to-morrow morning.

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SATURDAY, November 17th, 1866,  
10 o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

Leave of absence was granted to Messrs. McQueen and Mitchell, of Thomas; Jones, of Burke; Hollis, of Marion, and Ridley, of Troup, on special business.

On motion of Mr. RIDLEY, of Troup, the rule was suspended, when he introduced a resolution fixing the hours for the meeting and adjourning of the daily sessions of the House.

Several amendments were offered, and, pending their consideration—

Mr. STARR, of White, moved that the resolution and amendments lie upon the table for the present; upon which motion the yeas and nays were required to be recorded, and resulted in yeas, 62; and nays, 71.

Those voting in the affirmative are Messrs.

Adams,	Hicks,	Moses,
Atkinson,	Hinton,	Peeples,
Baynes,	Howard, of Bartow,	Pickett,
Bennett,	Hockenhull,	Powell,
Bragg,	Hodges,	Redwine,
Brown, of Early,	Johnston, of Pierce,	Render,
Brock,	Jones, J. J.,	Robinson,
Bush,	of Burke,	of Laurens,
Burch,	Kibbee,	Robertson,
Byrd,	McCullough,	of Walton,
Byington,	McCutchen,	Rogers,
Cabaniss,	McComb,	Shepard,
Candler,	McDowell, of Pike,	Snead,
Dixon, of Macon,	McRae,	Speer,
Dodds,	McWhorter,	Starr,
Dorsey,	of Greene,	Sumner,
Dozier,	McQueen,	Swearingen,
Durham,	Morris,	Tench,
Edge,	of Montgomery,	Umphrey,
Ellington,	Morrow,	Willis,
French,	Mitchell, of Thomas,	Williams, of Bryan,
Harden,	Montgomery,	Williams, of Dooly,
		Woods, of Morgan.

Those voting in the negative are Messrs.

Benson,	Gibson,	Hudson,
Boyd,	Glenn,	Hughes, of Union,
Cameron,	Grogan,	Johnston,
Cook,	Gross,	of Forsyth,
Dart,	Gunnells,	Johnson, of Wilcox,
Dickson, of Walker,	Harrison,	Kirby,
DuBose,	Harlan,	Maddox, of Fulton,
Evans,	Hargett,	Mattox, of Elbert,
Fincannon,	Hill,	Mallard,
Fraser,	Holliday,	Martin,
Frost,	Hollis,	McDowell, of Heard,
Gartrell,	Howard, of Lumpkin,	McLendon,

McWhorter,	Rumph,	Thomas,
of Oglethorpe,	Russell, of Muscogee,	Wall,
Mizell,	Sale,	Watkins,
Morell,	Sharp,	Weaver,
Morris, of Franklin,	Shaw,	Wilburn,
Oates,	Sims, of Bartow,	Williams,
Peebles,	Sims, of Newton,	of Bulloch,
Phillips,	Smith, of Clinch,	Wilkerson,
Quillian,	Smith, of Hancock,	Winningham,
Ragsdale,	Stallings,	Woods, of Floyd,
Reese,	Stapleton,	Woodward,
Ridley,	Stanfield,	Womble.
Robinson, of Appli'g,	Stanton,	

Yeas, 62; nays, 71. So the motion was lost.

The resolution was amended and adopted, and is as follows:

*Resolved*, That after to-day the House of Representatives will hold morning and evening sessions—the forenoon session beginning at 9½ o'clock A. M., and the afternoon session beginning at 3 o'clock P. M., for the purpose of reading bills the first and second time.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker*: The Senate have passed the following bills, to-wit:

A bill to increase the fees of the jailor of Baldwin county.

A bill to change the line between the counties of Twiggs and Wilkinson, and for other purposes.

A bill to alter and amend an act, entitled an act to incorporate in the State of Georgia an insurance company, to be called the Great Southern Insurance Company, assented to December 17th, 1861.

A bill to incorporate the "Memorial Association of Resaca," and to confirm the title to lands.

A bill to facilitate the sale of real estate in Georgia, and to encourage immigration thereto.

A bill to extend the provisions of an act, approved March 4th, 1856, entitled an act to protect the citizens of the counties of Worth, Richmond, Clinch, Berrien and Bryan from the injurious consequences of camp-hunting by non-residents to the county of Irwin.

A bill to so far modify the laws against lotteries as to enable children of destitute soldiers, and the orphans of such as died in military service, to receive a liberal education.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker*: The Governor has approved and signed the following acts, to-wit:

An act to change the time of holding the Superior Court of the county of McIntosh, and to legalize the proceedings of said Court.

An act to repeal the 29th section of an act to incorporate the Columbia & Augusta Railroad Company.

An act to reduce the tax and define the powers of the Town Council of Cartersville, in Bartow county.

An act to incorporate the town of Marshallville, in the county of Macon.

An act to extend the time within which Tax Collectors in this State shall be required to make their final returns to the Comptroller General for the present year.

An act to change the time of holding the Superior Court in Clay county.

An act to prevent the obstruction of Spring Creek, so far as relates to the counties of Miller, Decatur and Early.

An act to make the Justices of the Peace in Marion county *ex officio* Road Commissioners for their respective districts in said county.

An act to amend an act, entitled an act to incorporate the Water Lot Company of the city of Columbus, approved 27th December, 1845.

An act to amend an act, entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State, in the State or Confederate armies, by striking out the word "indigent" wherever occurring in said act, and for other purposes.

An act to amend an act, entitled an act to legalize and make valid certain acts of Notaries Public in this State, and for other purposes, approved 17th March, 1866.

Also, a resolution in regard to service in the Representative Hall on Thursday, the 22d instant.

A resolution to furnish committee rooms, etc.

The House took up the amendment of the Senate to the resolution authorizing I. W. Avery, Esq., to lay before a committee a digest of the decisions of the Supreme Court, and concurred in the same.

The committee appointed under said resolution are Messrs. Lawson, DuBose and Gartrell.

The House took up the report of the committee on the bill to change the line between the counties of Wilcox and Pulaski.

The report was agreed to; the bill was read the third time, and passed.

On motion of Mr. EDGE, of Campbell, a seat on the floor of the House was tendered to the Hon. John A. Jones and General Henry C. Wayne, each, during their stay in the city.

MR. BARNES, Chairman of the Committee on Banks, submitted the following report :

The Committee on Banks have had under consideration a bill referred to them, to be entitled an act to incorporate the Ocmulgee Loan and Savings Bank Association, and confer upon the same certain powers and privileges therein specified, and have directed me to report the same back to the House with a recommendation that it do pass.

(Signed)

GEORGE T. BARNES,  
*Chairman.*

MR. McWHORTER, from the Committee on New Counties and County Lines, submitted the following report.

*Mr. Speaker:* The Committee on New Counties and County Lines have had under consideration the following bills :

A bill to change the county line between the counties of Appling and Coffee.

Also, a bill to change the line between the counties of Wilcox and Pulaski ; and I am directed to report them back to the House, with a recommendation that they do pass.

(Signed)

R. L. McWHORTER,  
*Chairman.*

The House took up the report of the committee on the bill to change the county line between the counties of Appling and Coffee.

The report was agreed to, the bill was read the third time and passed.

The bill to relieve and exempt from a poll tax all persons who were in the State or Confederate service for the fiscal years 1866 and 1867, etc., was read the third time and lost.

The bill to incorporate the Ocmulgee Loan and Savings Bank Association, and to confer upon the same certain powers and privileges therein specified, was laid on the table for the present.

MR. DURHAM, of Clarke, reported a bill to authorize William F. White, of the county of Clarke, to practice medicine and charge and collect for the same.

The following bills were read the second time, and referred to the Committee on the Judiciary, to-wit :

A bill to amend the third section of an act, entitled an act to prescribe and regulate the relation of parent and child, among persons of color in this State, and for other purposes, approved 9th March, 1866.

A bill to repeal so much of an act, approved 10th March, 1866, for the election of a superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, so far as relates to the county of Wilkes.

A bill to alter and amend section 4112 of the Code of Georgia to add an additional clause thereto.

A bill to regulate the passage and freight over the various railroads in this State.

A bill to amend the first section of an act authorizing the appointment of vendue masters in several corporate towns and cities in this State, approved 22d February, 1866.

A bill for the relief of Miley E. Tuck, former wife of Seaborn G. Tuck, of Walton county, Georgia.

A bill to regulate continuances, and for other purposes.

A bill to amend section 2519 of the Code of Georgia.

A bill to constitute sheriffs a guard to convey convicts to the Penitentiary.

A bill to amend the laws of this State relative to the issuing summons of garnishment.

A bill to amend the 3461st section of the Code of Georgia.

A bill to make it misdemeanor for any person to cut off the ears of hogs while slaughtering the same, so as to prevent a detection of the marks, and to prescribe a penalty for the same.

A bill to amend section 2516 of the Code of Georgia.

A bill to repeal the first section of the Stay Law of 1866, and to enact other sections in lieu thereof, inducing creditors to release interest due on their claims, etc.

A bill to alter and change the 4249th and 4250th paragraphs of the Code of Georgia.

A bill declaratory of the law relative to insolvent intestate estates.

A bill to define the liability of debtors in certain cases.

A bill to authorize Amos E. Ward, of the county of Stewart, and guardian of the person and property of Abner T. Ward, a minor, to pay over to said Ward any legacy or other effects which he may hold belonging to said minor.

A bill for the relief of the people of Georgia.

A bill to amend an act approved on the 30th day of November, 1859, to authorize the administrator of the estate of James Young, Sr., deceased, of Bulloch county, to advertise and sell the property of said estate, and to make titles to the same,

A bill in relation to the County Court.

A bill to authorize the Justices of the Peace of this State to change the place of holding courts and election precincts in their respective districts, in certain cases.

A bill to authorize the Governor to sell certain lands specially reserved to the State, and to appropriate the proceeds



thereof to the education of orphans of deceased soldiers and indigent orphans in this State.

A bill to amend the charter of the Cane Creek Hydraulic Hose Company, and the Etowah and Battle Branch Hydraulic Hose Mining Company, approved December 13th, 1859.

A bill to regulate the building of fish traps in the Withlacoochee river.

A bill to stop the law in all civil cases in the State of Georgia until 1st day of January, 1868.

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act explanatory of the sixth section of an act entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved 3d March, 1866: which they recommend do pass.

Also, a bill to be entitled an act to pay to each wounded soldier, in money, the value of each arm or leg that he may be entitled to, provided he cannot use such leg, for which they report a *substitute*, with a recommendation that *it* do pass in lieu of the original bill.

They have also had under consideration a petition from the memorial association of ladies from Resaca, for which the committee offer the following bill, to-wit:

A bill to be entitled an act to appropriate money out of the treasury in aid of an association of ladies for reintering the bodies of Confederate soldiers.

F. W. ADAMS, *Chairman*.

The following bills were read the second time and committed for a third reading, to-wit:

A bill to be entitled an act to incorporate the Mechanics' Steam Power Company.

Also, a bill to be entitled an act to repeal an act entitled an act to provide for the election of a superintendent of public roads and bridges in the county of Wilkes, Muscogee, Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act, so far as it is applicable to the county of Lincoln.

Also, a bill to be entitled an act for the relief of Nancy Heald, wife of W. G. Heald, of Lee county.

Also, a bill to be entitled an act to legalize the act of the Inferior Court of Echols county.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Decatur county to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, or for the payment of stock in a corporate company for that purpose.

Also, a bill to incorporate the town of Euharlee, in Bartow county, to appoint commissioners for the same, and for other purposes.

A bill to authorize the Empire State Iron and Coal Mining Company to establish an office at Chattanooga or some other place out of the State.

Also, a bill to incorporate the town of Sylvania, in the county of Screven, to appoint commissioners for the same, and for other purposes.

A bill to exempt persons actually engaged in attending to a grist mill from jury duty.

A bill to revive and declare of force certain acts incorporating the town of Waynesboro', in Burke county, to increase the powers of the commissioners thereof, to render valid the election and acts, and for other purposes.

A bill to prescribe the mode of electing the mayor and members of council of the city of Atlanta.

A bill to authorize the Inferior Court of DeKalb county to increase the fees of the jailor for said county.

A bill to prevent obstructions in the Okolocknee river, and for other purposes.

A bill to appropriate a fund for the burial of the Confederate dead.

A bill to legalize certain acts of the Fulton Loan and Building Association and the Stonewall Building Association.

The following bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to extend the aid of the State to the extension of the Wills Valley Railroad, and for other purposes.

A bill to incorporate the Pouge Shoals Manufacturing Company.

A bill to aid, by the endorsement of the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville.

A bill for the encouragement and protection of European immigration, and for the appointment of a commissioner, and for other purposes.

Also, a bill for the relief of maimed and indigent soldiers

and officers, citizens of this State, who belonged to organizations of this State, in the State or Confederate States armies.

Also, a bill to enforce the observance of the Lord's day.

The following bills were read the second time, and referred to the Committee on Finance, to-wit :

A bill to appropriate the State tax, for the year 1867, of the counties in this State where the court house, or court house and jail were destroyed during the late war, to enable the citizens of such counties to rebuild the same.

A bill for the relief of H. J. G. Williams, Secretary of the Executive Department.

A bill to legalize the acts of the Justices of the Inferior Court of Pickens county.

A resolution introduced by Mr. ADAMS, of Clarke, for the relief of soldiers maimed in the State or Confederate States service, and now resident in this State.

The bill to authorize the trustees of Clayton High School to raise a sum of money therein named by lottery, for the sole purpose of building a suitable edifice for the use of said school, was read the second time and referred to the Committee on Education.

The bill to add fractional lots of land Nos. 224 and 256, in the thirteenth district of originally Lee, to the county of Terrell, was read the second time, and referred to the Committee on New Counties and County Lines.

The bill to authorize Calphey Clarke, of the county of Montgomery, to practice medicine and charge for the same, was read the second time and referred to the Committee on Petitions.

The bill to extend the aid of the State to the completion of the Macon & Augusta Railroad, and for other purposes, was withdrawn.

Also, a bill to amend paragraph 636, part 1st, title 6, chapter 5, of the revised Code of Georgia.

The House took up the Senate resolution to furnish the counties of Fannin and Pickens copies of decisions of the Supreme Court and other books, and concurred in the same.

The House took up the Senate resolution in reference to the appointment of a committee to examine and report upon a revised Code to be proposed by Samuel C. Elam, and on motion was laid on the table for the present.

On motion, the House adjourned until 9½ o'clock Monday morning next.

MONDAY, November 19th, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brooks.

Leave of absence was granted to Mr. WOODWARD, of Monroe, and Mr. BARNES, of Richmond; also, Mr. SALE, of Randolph, on special business.

The Clerk proceeded to call the roll of counties, when—

Mr. RUSSELL, of Chatham, reported a bill to amend an act incorporating the Southern Insurance and Trust Company, passed December 17th, 1861.

Mr. HARRISON, of Chatham, reported a bill to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes, etc.

Mr. KIRBY, of Chattooga, reported a bill to amend the 2133d section of the Code of Georgia.

Also, a bill for the relief of Strowder Watkins, a convict in the Georgia Penitentiary.

Also, a bill for the relief of Celie A. Pierce and Alexander McAnur, minors.

Mr. GARTRELL, of Cobb, reported a bill to alter and change the time of holding the Superior Courts in the counties of the Blue Ridge Circuit, in this State.

Also, a bill for the relief of E. L. Litchfield, of Cobb county.

Mr. HILL, of Fulton, reported a bill to repeal an act entitled an act to amend an act to incorporate the Atlanta Medical College, assented to December 11th, 1858.

Also, a bill incorporating the Island Manufacturing Company, in the county of Bartow, on the Etowah river.

Mr. MADDOX, of Fulton, reported a bill to fix a day as the day of the actual abolition of slavery in the State of Georgia, and to establish a scale of the depreciation of Confederate currency, in certain cases, throughout the same.

Also, a bill to be entitled an act to provide for the appointing of a State Geologist, define his duties and the amount he shall receive for his services, etc.

Mr. MORRIS, of Franklin, reported a bill to increase the salaries of the Secretaries of the Executive Department.

Mr. DART, of Glynn, reported a bill to amend the charter of the city of Brunswick.

Mr. MCWHORTER, of Greene, reported a bill to amend an act entitled an act to define and regulate court contracts, and

prescribe the manner of enforcing the same in the County Courts.

Mr. WHITE, of Hart, reported a bill to exempt all regular practicing physicians in this State from road duty.

Mr. McDOWELL, of Heard, reported a bill to authorize bailiffs to summons grand and petit jurors in certain cases, and for other purposes.

Mr. HOWARD, of Lumpkin, reported a bill to declare in full force an act to incorporate the town of Dahlonaga, in the county of Lumpkin, assented to December 11th, 1858, and an act amendatory thereof, assented to December 10th, 1859, and for other purposes.

Mr. MALLARD, of McIntosh, reported a bill to repeal an act approved December 8th, 1806, and an act approved February 18th, 1854, so far as they apply to the county of McIntosh, and for other purposes.

Mr. EVANS, of Newton, reported a bill for the relief of J. H. Rakestraw, of the county of Newton.

Mr. KIBBEE, of Pulaski, reported a bill to add lot of land No. 84, fifth district, county of Wilcox, to the county of Pulaski.

Mr. FRENCH, of Schley, reported a bill to incorporate the Grand Lodge of the Order of the Knights of Jericho of the State of Georgia.

Mr. HOLLIDAY, of Stewart, reported a bill to authorize Anzy Caroline Crossman, of the county of Stewart, to receive and receipt for any property she is now or hereafter may be entitled to by inheritance or otherwise, and to authorize her to carry on business on her own account as if she were a *feme sole*.

Mr. SHAW, of Stewart, reported a bill to change the mode of empanneling jurors.

Mr. WILBURN, of Terrell, reported a bill to define and regulate the laws in regard to the allowance for the twelve months' support for widows and children.

Mr. POTTLE, of Warren, reported a bill to amend the penal laws of this State.

Mr. GLENN, of Whitfield, reported a bill to relieve from criminal liability consignees of goods, in certain cases.

Also, a bill to relieve Zadok Cox and Harrison Rodgers.

Mr. HUMPHRIES, of Lincoln, reported a bill to amend an act entitled an act, assented to 17th April, 1863, to make uniform the laws of this State for the collection of costs, etc., so far as relates to the county of Lincoln.

Mr. TENCH, of Coweta, reported a bill to exempt from State and county tax all manufactories of cotton erected in

this State during the next five years for the period of ten years next after their completion.

On motion of Mr. MORROW, the Rev. Mr. Tucker was tendered a seat on the floor of the House during his stay in the city.

The House took up the report of the committee on the bill to pay to each wounded soldier, in money, the value of each arm or leg that he may be entitled to, provided he cannot use such arm or leg, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes, approved 3d March, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Mechanics' Steam Power Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Ocmulgee Loan and Savings Banks Association, and to confer upon the same certain powers and privileges therein specified.

The report of the committee was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the ayes and noes were required to be recorded, and resulted in ayes 110, and noes 5.

Those voting in the affirmative are Messrs.

Adams,	Dodds,	Harlan,
Asbury,	Dozier,	Hargett,
Baker,	Durham,	Hill,
Bennett,	DuBose,	Hinton,
Benson,	Edge,	Holliday,
Boyd,	Ellington,	Howard, of Bartow,
Brock,	Fincannon,	Howard, of Lumpkin
Burch,	Fraser,	Hockenhull,
Byrd,	French,	Hodges,
Byington,	Gartrell,	Humphreys,
Cabaniss,	Gibson,	Hughes, of Twiggs,
Cameron,	Glenn,	Hughes, of Union,
Candler,	Grogan,	Johnston, of
Carter,	Gross,	Forsyth,
Dart,	Gunnells,	Johnston, of Pierce,
Davenport,	Harrison,	Kibbee,
Dickson, of Walker,	Harden,	Maddox, of Fulton,

Mallard,	Pottle,	Snead,
Martin,	Powell,	Speer,
McCutchen,	Quillian,	Stallings,
McComb,	Ragsdale,	Stapleton,
McDowell, of Heard,	Reese,	Stanfield,
McDowell, of Pike,	Render,	Starr,
McLendon,	Robinson, of Appling,	Stanton,
McRae,	Robinson, of Laurens,	Sumner,
McWhorter, of	Robson,	Swearingen,
Greene,	Rogers,	Tench,
Morris, of	Rumph,	Thomas,
Montgomery,	Russell, of	Wall,
Morris, of Franklin,	Muscogee,	Weaver,
Morrow,	Sale,	White,
Mitchell, of Thomas,	Sharp,	Wilburn,
Montgomery,	Shaw,	Williams, of Bryan,
Moses,	Shepard,	Williams, of Bulloch,
Oates,	Sims, of Bartow,	Wilkerson,
Peebles,	Simms, of Newton,	Winningham,
Pickett,	Smith, of Clinch,	Woods, of Floyd,
Phillips,	Smith, of Hancock,	Woods, of Morgan,
	Womble.	

Those voting in the negative are Messrs.

Brown, of Early,	Hicks,	Williams, of Dooly.
Bush,	Watkins,	

Ayes, 110; nays, 5. So the bill was passed.

Mr. RENDER, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following resolution, to-wit:

Joint resolution to furnish the counties of Fannin and Pickens copies of decisions of the Supreme Court, and other books.

The bill for the relief of Nancy Heald, wife of W. G. Heald, of Lee county, was laid on the table for the present.

Mr. ADAMS, chairman of the Committee on Finance, reported a bill to appropriate money out of the treasury in aid of an association of ladies for reinterring the bodies of Confederate soldiers.

The House took up the report of the committee on the bill to legalize the acts of the Inferior Court of Echols county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Decatur county to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, and for the payment of stock in a corporate company for that purpose.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of DeKalb county to increase the fees of the jailor of said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent obstructions in Okolocknee river, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prescribe the mode of electing the Mayor and members of Council of the city of Atlanta.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to exempt persons actually engaged in attending to a grist mill from jury duty.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to compensate the grand and petit jurors in Decatur county, and to authorize the levying of an extra tax for said purpose.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to revive and declare of force certain acts incorporating the town of Waynesboro', in Baker county, to increase the powers of the Commissioners thereof, to render valid the election acts, and for other purposes, was laid on the table for the present.

Also, the bill to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

Leave of absence was granted to Mr. Robertson, of Walton, and Mr. Cook, of Irwin, on account of indisposition.

On motion, the House took a recess until 3 o'clock P. M.

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3 O'CLOCK, P. M.

The House reassembled, and the following bills were read the second time and committed for a third reading, to-wit:

A bill to confer on Mrs. Rachael Shea, the wife of Dennis Shea, of the city of Milledgeville, county of Baldwin, the powers and privileges of a *feme sole*.



A bill to provide a mode of furnishing transportation to maimed soldiers for traveling to and from their homes to the place designated as the place to furnish said soldiers with a leg or an arm.

A bill concerning the publication of citations.

A bill to amend the 3883d section of the Code of Georgia.

Also, a bill to be entitled an act to amend an act entitled an act for the relief of all persons who were *bona fide* soldiers of the army of the late Confederate States for acts done or committed under an order or orders from any officers of the same; also, to relieve officers for any act done under orders of a superior officer.

A bill to change the time of holding the Superior Courts in the county of Macon, and for the drawing of two panels of grand and petit jurors in said county.

A bill to amend an act entitled an act to incorporate the Memphis Branch Railroad Company of Georgia.

A bill to amend the act incorporating the city of Americus, in the county of Sumter, and the several acts amendatory of the several incorporating acts.

A bill for the relief of indigent widows and orphans, and wounded and disabled soldiers in this State.

A bill to provide for education, and to establish a general system of Georgia schools.

A bill for the relief of George Downings, of Lowndes county, and for other purposes.

A bill to amend the charter of the town of Valdosta, in the county of Lowndes.

Also, the following Senate bills, to-wit:

A bill to reduce the bonds of the sheriffs of certain counties therein named.

A bill to prevent the distillation of cereals and seeds of sugar cane into spirituous liquors, in the State of Georgia, until the meeting of the next General Assembly, and for other purposes therein named.

A bill to repeal an act entitled an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

A bill to repeal section 940 of the Code of Georgia, and to substitute a section in lieu thereof.

A bill to incorporate the Savings Bank of Lumpkin.

A bill to amend the charter of the city of Albany.

A bill to repeal an act approved on the 4th day of March, 1866, to compensate the grand and petit jurors in the county of Tattnall: also, to repeal an act, approved on the 4th day of March, 1856, to authorize the Inferior Court of Tattnall county to assess an additional tax for the purpose of paying the grand and petit jurors of said county.

A bill to amend an act incorporating the town of Elberton, approved 19th February, 1866, by giving additional powers to the Town Council of said town.

A bill to amend an act entitled an act to amend an act to incorporate the Central Railroad and Canal Company of Georgia, to alter and change the name of said company, and to give said company banking powers and privileges.

A bill to extend the time of settlement of Tax Collectors with the Comptroller and Treasurer, and for other purposes.

A bill to amend the act incorporating the city of Bainbridge, in the county of Decatur, and the acts admendatory thereof.

Also, a House bill to authorize William White, of the county of Clarke, to practice medicine, and charge and collect for the same.

The following bills were read the second time and referred to the Committee on Finance, to-wit :

A bill to authorize the Governor to draw his warrant on the Treasury in favor of A. C. Holt, for the last quarter's salary of the Hon. W. W. Holt, as Judge of the Middle Judicial Circuit.

A bill to authorize and direct the Treasurer of the State to pay to A. C. Holt the last quarter's salary of the Hon. W. W. Holt, Judge of the Middle Judicial Circuit.

A bill for the relief of William J. Williams of the county of DeKalb.

The bill to allow compensation to Dr. Johnson Matthews for treating small pox cases in Gwinnett county, was read the second time and referred to a special committee, consisting of Messrs. Moses, Pottle, Howard, of Lumpkin, and Wilburn.

The bill to allow the Rev. W. B. McHan, of Bryan, to practice medicine and charge for the same, was read the second time and ordered to be engrossed.

Also, a bill to amend an act to incorporate Cotton Hill Male and Female Seminary, in the village of Cotton Hill, Clay county, and to appoint trustees for the same, approved 6th March, 1856.

The bill to repeal the 2635th section of the Code, and to repeal an act entitled an act to repeal the 2635th section of the Code, and to substitute another in lieu thereof, approved March 17th, 1866, was read the second time and referred to the Committee on Agriculture and Internal Improvements.

The following bills were read the second time and referred to the Committee on New Counties and County Lines, to-wit :

A bill to change the line between the counties of Sumter and Macon, and to add a portion of Sumter to Macon county.

A bill to change the line between the counties of Johnson

and Emanuel, so as to include the farm and residence of Henry Neel, of the county of Johnson, within the county of Emanuel.

The bill to authorize D. O. Osborne, of Franklin county, to practice medicine and charge for the same, was read the second time and referred to the Committee on Petitions.

The bill for the relief of all securities on executions, notes, accounts and other obligations, where the securities are bound for the same, and where the endorser or security has never received, nor expects to receive any benefit to himself or his family, either directly or indirectly, as a consideration for said securityship or endorsement, and for other purposes herein mentioned, was read the second time and referred to a special committee, consisting of Messrs. McLendon, J. H. McWhorter, Speer, Shepard and Sale.

Mr. McWHORTER, from the Committee on Manufactures, submitted the following report :

*Mr. Speaker:* The Committee on Manufactures have had before them a bill to be entitled an act to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon: and return the same with the following recommendations :

In lieu of the 7th section, the committee offer the following as a substitute, to-wit :

SECTION 7th. That the said Hancock Iron Company shall not organize until the sum of ten thousand dollars shall have been *bona fide* subscribed on the books of the company, and shall not commence operations until fifty per cent. of that subscribed stock shall have been actually paid in.

With this, they recommend that the bill do pass.

JAMES H. McWHORTER,

*Chairman pro tem.*

November 19th, 1866.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to be entitled an act to incorporate the Chestates Fluming and Gold Mining Company.

Also, a bill to be entitled an act to grant certain privileges to James Q. Clark, a minor, and to legalize his acts as though he were of lawful age.

A bill to amend the 1669th paragraph, part 2d, title 2d, chapter 1st, article 1st, section 2d of the revised Code of Georgia.

A bill for the relief of the people of Georgia.

A bill to confer on the Justices of the Inferior Court of the several counties of this State the power to fix the fees of jailors for dieting prisoners.

A bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved March 16th, 1866.

A bill to legalize the sale of personal property of the estate of Joseph Bohannon, late of Coweta county, by Tollerson Kirby, administrator with the will annexed of said Joseph Bohannon, and authorize said administrator to sell the lands belonging to said estate.

A bill for the relief of administrators, executors and trustees, in certain cases.

A bill for the relief of Nancy E. Hancock.

A bill to require persons who have free persons of color liable to pay poll tax in their employ on the 1st day of April of any year, to give in the same to the Tax Receiver of their county, and to make the employer responsible for the payment of the same.

A bill to alter and amend section 1815 of the revised Code.

A bill allowing executors and administrators of other States and Territories of the United States to qualify and act as such in this State, in certain cases.

A bill to simplify and harmonize proceedings in filing and service of legal papers.

A bill concerning the advertisement of Sheriff sales.

A bill for the relief of the people of Georgia, and to prevent the levy and sale of property for a limited period, and to regulate the issuing of process from the various courts of this State; and to repeal an act passed by the General Assembly, known as the Relief Bill, passed over the Governor's veto in the House March 6th, 1866, and in the Senate March 8th 1866.

The following bills of the Senate were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to change section 2500 of the Code of Georgia.

A bill to compel the Judges of the Supreme Court to read their decisions from the bench and sign the same at the opening of each session, and for other purposes.

A bill to amend the law in relation to effecting service of bills in equity to marshal the assets of deceased persons.

A bill in relation to juries.

A bill to incorporate the Lumpkin Porcelain Manufacturing Company.

A bill to enable the Justices of the Inferior Courts of the several counties in the State of Georgia to raise a fund sufficient to build their court houses and jails, where they have been destroyed by the Federal army, or from other causes, and for levying an extra tax to meet the payment of the same.

A bill to be entitled an act for the relief of Nancy A. E. Baldwin, of Stewart county, Georgia.

A bill for the relief of Albert Fields, of the county of Dougherty, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty county.

The following bills of the Senate were read the first time, to-wit:

A bill to prevent the destruction of fish in times of low water, in the county of Emanuel, and to punish for the same.

A bill to authorize and require the Judge of the Superior Court to enter a certain case therein named, settled upon certain conditions.

A bill to provide for an election by the citizens of McIntosh county to settle the question of the location of their county site.

Also, a bill to increase the fees of the jailor of Baldwin county.

Also, a bill to change the line between the counties of Twiggs and Wilkinson, and for other purposes.

Also, a bill to alter and amend an act entitled an act to incorporate in the State of Georgia an insurance company to be called the Great Southern Insurance Company, assented to December 17th, 1861.

Also, a bill to incorporate the Memorial Association of Resaca, and confirm the titles to land.

A bill to repeal so much of the first section of an act entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia.

A bill to amend section 3764 of the Code by adding the words "or district" after the word "county," in the second line of said section.

A bill to add additional sections to the 10th division, part 4th, title 1st of the Penal Code of this State.

A bill to repeal the 5th section of an act entitled an act to repeal an act entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and constables of county districts in the county of Chatham to be residents of the districts of which they are elected, assented to 21st day of December, 1835, so far as the civil jurisdiction of the Justices of the Peace for the 1st, 2d, 3d and 4th districts Georgia Militia in the city of Savannah are concerned, and to establish rates of fees of magistrates and constables in the city of Savannah, approved February 7th, 1854.

A bill to change the times of holding the Supreme Courts, so far as concerns the Macon, Southwestern, Pataula and Chattahoochee circuits.

A bill to repeal an act, assented to 15th December, 1862, in relation to an assessment of tax on cotton as merchandise.

A bill to amend section 1574 of the Code of Georgia.

A bill to require executors and administrators to advertise the terms of their sales.

A bill to repeal section 1439 of the Code of Georgia.

A bill to alter the time of holding the County Court in the county of Stewart.

A bill to add lot of land No. 231 in the 4th district, 2d section of Cherokee county to the county of Pickens.

A bill to amend the charter of the Kenesaw Mining Company of Georgia, and to change the name of the same.

A bill to consolidate the offices of Clerk of the Superior and of the Inferior Courts of Elbert county.

A bill to incorporate the Lumpkin Manufacturing Company.

A bill to amend section 3401 of the Code of Georgia.

A bill to so far modify the laws against lotteries as to enable children of destitute soldiers and the orphans of such as died in military service to receive a liberal education.

A bill to facilitate the sale of real estate in Georgia, and to encourage immigration thereto.

A bill to extend the provisions of an act, approved 4th March, 1856, entitled an act to protect the citizens of the counties of Worth, Richmond, Clinch, Berrien and Bryan from the injurious consequences of camp hunting by non-residents, to the county of Irwin.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

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TUESDAY, November 20th, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brooks.

Leave of absence was granted to Mr. HICKS, of Johnson, for a few days, on special business.

The House went into Committee of the Whole (Mr. GARTRELL in the chair), on the bill for the relief of J. J. Anderson, former employee upon the Western & Atlantic Railroad, and having spent some time therein, the committee arose and reported the same back to the House with an amendment.

The report was agreed to, the bill was read the third time,

and a two-third vote being necessary to its passage, the ayes and noes were required to be recorded, and resulted in yeas 68, and noes 63. Those voting in the affirmative are Messrs.

Bennett,	Hockenhull,	Quillian,
Benson,	Humphreys,	Ragsdale,
Burch,	Hughes, of Union,	Reese,
Byington,	Kirby,	Robinson, of
Candler,	Lawson,	Laurens,
Dart,	Maddox, of Fulton,	Robson,
Dodson,	Martin,	Rogers,
Dodds,	McCullough,	Russell, of
Durham,	McComb,	Chatham,
DuBose,	McRae,	Russell, of
Edge,	Mizell,	Muscogee,
Ellington,	Morris, of	Sale,
Fincannon,	Franklin,	Shaw,
Fraser,	Morrow,	Shepard,
Gartrell,	Mitchell, of	Sims, of Bartow,
Glenn,	Thomas,	Smith, of Hancock,
Grogan,	Mitchell, of	Snead,
Gross,	Gwinnett,	Stapleton,
Harrison,	Moses,	Starr,
Hill,	Moughon,	Thomas,
Hinton,	Oates,	Umphrey,
Holliday,	Peebles,	Weaver,
Howard, of Bartow,	Peebles,	White,
Howard, of	Phillips,	Wilkerson,
Lumpkin,	Pottle,	Winningham.

Those voting in the negative are Messrs.

Asbury,	Hughes, of Twiggs,	Robinson, of
Atkinson,	Johnston, of	Appling,
Baynes,	Forsyth,	Rumph,
Boyd,	Johnston, of Pierce,	Simms, of Newton,
Bragg,	Johnson, of Wilcox,	Smith, of Clinch,
Brown, of Early,	Kibbee,	Speer,
Brock,	Mattox, of Elbert,	Stallings,
Bush,	Mallard,	Stanfield,
Byrd,	McCutchen,	Stanton,
Cameron,	McDowell, of	Sumner,
Carter,	Heard,	Swearingen,
Davenport,	McDowell, of Pike,	Tench,
Dickson, of Walker,	McLendon,	Wall,
Dozier,	McWhorter, of	Watkins,
Evans,	Greene,	Wilburn,
French,	McWhorter, of	Willis,
Gunnells,	Oglethorpe,	Williams, of Bryan,
Harden,	Morell,	Williams, of
Harlan,	Morris, of	Bulloch,
Hargett,	Montgomery,	Williams, of Dooly,
Hicks,	Montgomery,	Woods, of Floyd,
Hodges,	Pickett,	Woods, of Morgan,
Hudson,	Render,	Womble.

Yeas 68; Nays 63. A two-third vote being necessary to its passage, the bill was lost.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had the following bills under consideration, and report as follows:

A bill to be entitled an act to make it a misdemeanor for any person to cut off the ears of hogs while slaughtering the same, so as to prevent a detection of the mark, and to prescribe a penalty for the same: recommend it do not pass.

Also, a bill to be entitled an act for the relief of Miley E. Tuck, former wife of Seaborn G. Tuck, of Walton county, Georgia: recommend do pass.

Also, a bill to be entitled an act to repeal so much of an act approved 10th March, 1866, for the election of superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, and for other purposes, so far as relates to the county of Wilkes: recommend it do pass.

Also, a bill to be entitled an act to amend the first section of an act authorizing the appointment of vendue masters in several corporate towns and cities in this State, approved 21st February, 1866: recommend it do not pass.

Also, a bill to be entitled an act to amend the 3461st section of the Code of Georgia: recommend it do not pass.

Also, a bill to be entitled an act to amend section 2516 of the Code of Georgia: which they recommend do not pass.

Also, a bill to be entitled an act to allow debtors or defendants to be witnesses in certain cases therein named: recommend it do pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

Also, a bill to be entitled an act for the protection of sheriffs and other officers: recommend it do pass.

Also, a bill to be entitled an act to regulate continuances, and for other purposes: recommend that it do pass as amended.

R. J. MOSES,

*Chairman Judiciary Committee.*

The House took up the report of the committee on the bill to repeal an act entitled an act to provide for the election of a superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal laws inconsistent with this act, so far as it is applicable to the county of Lincoln.

On motion of Mr. McLENDON, of Wilkes, the report was amended so as to include the county of Wilkes in the provisions of the bill.



The report as amended was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bill, to-wit :

A bill to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property within a limited period, passed 8th March, 1866.

The House took up the report of the committee on the bill to protect sheriffs and other officers, and to regulate the levy of executions, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Miley E. Tuck, former wife of Seaborn G. Tuck, of Walton county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to allow debtors or defendants to be witnesses in certain cases therein mentioned.

The report was agreed to, the bill was read the third time and passed.

MR. ADAMS, Chairman of the Committee on Finance, submitted the following report :

*Mr. Speaker :* The Committee on Finance have had under consideration the following bills, to-wit :

A bill to be entitled an act for the relief of Henry J. G. Williams, Secretary of the Executive Department: which they recommend do pass.

Also, a bill to be entitled an act for the relief of William J. Williams, of the county of DeKalb: which they recommend do pass as amended.

Also, a bill to be entitled an act to appropriate the State tax, for the year 1867, of the counties in this State where the court house or court house and jail were destroyed during the late war, to enable the citizens of such counties to rebuild the same, etc.: which they recommend do not pass.

Also, a bill to be entitled an act to remit four thousand dollars of the State tax, arising from State tax from Upson county, to the Inferior Court, for the purpose of building a jail: which they recommend do not pass.

F. W. ADAMS,  
*Chairman Finance Committee.*

The House took up the report of the committee on the bill to enable owners of mills, mines and manufacturers to draw

water from branches or other headwaters through intervening lands.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate continuances, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes, was made the special order for Friday next.

The bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad, and for other purposes, was made the special order for Tuesday next.

The bill for the relief of maimed and indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State, in the State or Confederate States armies, etc., was referred to a special committee, consisting of Messrs. Snead, DuBose, Render, Hughes, of Union, and Stapleton.

The House took up the report of the committee on the bill to legalize certain acts of the Fulton Loan and Building Association, and the Stonewall Building and Loan Association.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Sylvania, in the county of Screven, to appoint commissioners for the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The bill to confer upon Mrs. Rachel Shea, wife of Dennis Shea, of the city of Milledgeville, county of Baldwin, the powers and privileges of a *feme sole*, was referred to the Committee on the Judiciary.

The following bills were read the third time and lost, to-wit:

A bill to make it a misdemeanor for any person to cut off the ears of hogs while slaughtering the same, so as to prevent a detection of the marks, and to prescribe a penalty for the same.

A bill to amend the 1st section of an act authorizing the appointment of vendue masters in the several corporate towns and cities in this State, approved 21st February, 1866.

A bill to amend the 3461st section of the Code of Georgia.

A bill to enforce the observance of the Lord's day.

The bill to repeal so much of an act, approved the 10th March, 1866, for the election of superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, so far as relates to the county of Wilkes, was withdrawn.

The bill to remit four thousand dollars of the State tax arising from State taxes from Upson county to the Inferior Court for the purpose of building a jail, was laid on the table for the present.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act to amend the revised Code : which they recommend do pass.

Also, a bill to be entitled an act to authorize the Justices of the Peace of this State to change the place of holding courts and election precincts in their respective districts in certain cases : which they recommend do not pass.

Also, a bill to be entitled an act to require persons owning land in this State, to pay tax on the same in the county in which it is located, to provide for the sale of the land in case of failure, and for other purposes : which they recommend do not pass.

Also, a bill to be entitled an act to explain and define section 3d of an act, approved 9th of March, 1866, entitled an act to prescribe and regulate the relation of parent and child, among persons of color in this State, and for other purposes : which they recommend do not pass.

Also, a bill to be entitled an act to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars for the purpose of taking stock in the South Georgia & Florida Railroad, and for other purposes.

The committee recommend it do pass, with the following amendments : Strike out the words, "due in twenty years," and insert "seven" after the words "rate of."

Also, a bill to be entitled an act to alter and change the 4249th and the 4250th paragraphs of the Code of Georgia.

The committee recommend it do pass as amended.

Also, a bill to be entitled an act to amend the charter of the Cane Creek Hydraulic Hose Company, and the Etowah and Battle Branch Hydraulic Hose Mining Company, approved December 13th, 1859 : which they recommend do pass as amended.

Also, a bill to be entitled an act to amend the 3d section of an act, entitled an act to prescribe and regulate the relation of parent and child, among persons of color in this State, and

other purposes, approved 9th March, 1866: which they recommend do pass with the amendment.

Also, a bill to be entitled an act to amend section 2519th of the Code of Georgia: which they recommend do pass as amended.

R. J. MOSES,

*Chairman Committee Judiciary.*

The House went into Committee of the Whole, (Mr. McWhorter, of Greene, in the chair,) on the bill to appropriate a sum of money for the burial of the Confederate dead, and, having spent some time therein, the committee arose and reported the same back to the House with amendments.

Mr. GLENN, of Whitfield, offered the following amendment:

SEC. — That the sum of twenty thousand dollars be, and the same is hereby, appropriated to pay for bringing back to this State the remains of all other soldiers from other States, which amount shall be drawn under warrant of his Excellency, the Governor, in favor of the trustees of any association for said purpose.

Which amendment was lost.

The report of the committee was agreed to, the bill was read the third time, and a two-third vote being necessary for its passage, the yeas and nays were required to be recorded, and resulted in yeas, 107; nays, 7.

Those voting in the affirmative are Messrs.

Asbury,	Gartrell,	Maddox, of Fulton,
Atkinson,	Glenn,	Mattox, of Elbert,
Baker,	Grogan,	Mallard,
Baynes,	Gross,	Martin,
Bennett,	Gunnells,	McCullough,
Benson,	Harrison,	McComb,
Bragg,	Harlan,	McDowell, of Heard,
Brock,	Hargett,	McDowell, of Pike,
Byington,	Hicks,	McLendon,
Candler,	Hill,	McWhorter, of
Carter,	Holliday,	Greene,
Dart,	Howard, of Bartow,	McWhorter, of
Davenport,	Howard, of Lumpkin,	Oglethorpe,
Dickson, of Walker,	Hockenhull,	Mizell,
Dodson,	Hodges,	Morell,
Dodds,	Hudson,	Morris, of
Dozier,	Humphreys,	Montgomery,
Durham,	Hughes, of Twiggs,	Morris, of Franklin,
DuBose,	Hughes, of Union,	Morrow,
Evans,	Johnston, of Pierce,	Mitchell, of Thomas,
Fincannon,	Kibbee,	Mitchell,
Fraser,	Kirby,	of Gwinnett,
French,	Lawson,	Montgomery,

Moses,	Russell, of	Swearingen,
Moughon,	Muscogee,	Tench,
Oates,	Sale,	Thomas,
Peebles,	Sharp,	Wall,
Peeples,	Shaw,	Weaver,
Phillips,	Shepard,	White,
Pottle,	Sims, of Bartow,	Wilburn,
Powell,	Smith, of Hancock,	Willis,
Quillian,	Snead,	Williams, of Bryan,
Redwine,	Speer,	Williams, of Bulloch,
Reese,	Stapleton,	Wilkerson,
Robson,	Stanfield,	Winningham,
Rogers,	Starr,	Woods, of Floyd,
Russell, of Chatham,	Stanton,	Woods, of Morgan,
	Womble.	

Those voting in the negative are Messrs.

Byrd,	Johnston, of	Pickett,
Dorsey,	Forsyth,	Render,
	Stallings,	Umphrey,

Yeas, 107 ; nays, 7. So the bill was passed.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

WEDNESDAY, November 21st, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brooks.

Mr. BROCK, of Haralson, moved to reconsider so much of the Journal of yesterday as relates to the loss of the bill for the relief of J. J. Anderson, which motion prevailed.

Mr. McWHORTER, of Greene, moved a reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to make it a misdemeanor for any person to cut off the ears of hogs while slaughtering the same, etc., which motion prevailed.

Mr. McLENDON, of Wilkes, moved the reconsideration of so much of the Journal of yesterday as relates to the loss of the bill to amend the 1st section of an act authorizing the appointment of vendue masters in the several corporate towns and cities in this State, etc., which motion prevailed.

Mr. DuBOSE, of Hancock, moved the reconsideration of so much of the Journal as relates to the loss of the bill to enforce the observance of the Lord's day, which motion prevailed.

Leave of absence was granted to Messrs. Gunnells, Bragg, Gartrell, Harden, and Cabaniss.

The Clerk proceeded to call the roll of counties, when Mr. PICKETT, of Webster, reported a bill for the relief of E. B. Loyless, of Webster county.

Mr. RUMPH, of Wayne, reported a bill to amend the 4452d paragraph, part 4th, title 1st of the revised Code.

Also, a bill to amend the 7th clause of the 1670th paragraph, 2d section, part 2d, title 2d, chapter 1st, article 1st of the revised Code of this State.

Mr. CAMERON, of Telfair, reported a bill to define the liabilities of principal and securities of criminal bonds, and for other purposes.

Mr. WILLIS, of Talbot, reported a bill to authorize the Ordinary of Talbot county to appoint a general administrator for said county, and to prescribe the rules under which he shall administer, etc.

Mr. SNEAD, of Richmond, reported a bill to amend the 1971st and 1973d sections of the Code of Georgia.

Mr. KIBBEE, of Pulaski, reported a bill to alter and amend sections 954 and 971 of the Code of Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

A bill to allow the redemption of real estate sold under execution within a specified time.

A bill to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon, known as the State's Reserve, and to repeal the proviso to the 1st section and the 2d section of an act to vest that portion of land below the city of Macon, known as the State's Reserve, in the corporate authorities of the city of Macon, approved March 6th, 1856.

Mr. DODDS, of Polk, reported a bill to incorporate the Van Wert Quarrying and Manufacturing Company.

Mr. RAGSDALE, of Paulding, reported a resolution requesting the Governor to pardon Pinckney A. Lewis, a convict from the county of Cherokee, now confined in the Penitentiary.

Mr. OATES, of Murray, reported a bill to compensate Dr. Wm. Anderson for treating small pox.

Mr. BUSH, of Miller, reported a bill to amend an act entitled an act to define and regulate court contracts, and prescribe

the manner of enforcing the same in the County Courts, approved 17th March, 1866.

Mr. ALEXANDER, of Houston, reported a bill to authorize the corporation of Houston Factory to issue change bills to run for the space of ten years.

Mr. PHILLIPS, of Habersham, reported a bill to authorize William J. Pickelhainer, of the county of Towns, and other disabled soldiers of the late war, to peddle goods, wares and merchandise without license.

Mr. MOREL, of Effingham, reported a bill for the relief of R. G. Norton, of the county of Effingham.

Mr. SWEARINGEN, of Decatur, reported a bill to make legal the sale of the Bainbridge Academy lot, and for other purposes.

Mr. POWELL, of Decatur, reported a bill to regulate the fees of Justices of the Peace, in certain cases therein specified.

Mr. STALLINGS, of Coweta, reported a bill to incorporate the town of Senoia, in the county of Coweta.

Also, a bill to regulate the lien of judgments and executions and the sale of personal property levied on by final process.

Also, a petition from Thomas W. Bolton, which was referred to the Committee on Petitions.

Mr. SHARPE, of Cherokee, reported a bill for the relief of G. W. Pucket, of the county of Cherokee.

Also, a bill to reduce the per diem pay of the members and officers of the General Assembly.

Mr. DODSON, of Catoosa, reported a bill to authorize suits to be brought against the Western & Atlantic Railroad in any county through which said Road is located.

Mr. RUSSELL, of Chatham, reported a bill to authorize the County Judge of Chatham county to take the list of persons subject to jury duty from the Receiver's digest of taxes made in the year 1866, and the city registry, and to put such persons in the jury box who are subject to jury duty, and who are not on the digest or city registry; to throw out the present jury tickets, and to make new ones and place them in the box, and for other purposes.

Mr. DODSON, of Catoosa, reported a bill to change the line between the counties of Catoosa and Walker.

Mr. WEAVER, of Clay, reported a bill to change the time of holding the County Court of Clay.

Mr. WILLIAMS, of Bulloch, reported a bill to empower ny sheriff or jailor to discharge a prisoner in certain cases.

Mr. BENSON, of Carroll, reported a bill for the relief of

John S. Penticost, of the county of Carroll, and for other purposes.

Also, a bill to change the line between the counties of Heard and Carroll.

Mr. MOSES, chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act to grant to the corporation of the city of Columbus the north, south and east commons of said city, and to authorize the Mayor and Council of said city to have the said commons surveyed into lots, and to sell the same upon such terms and conditions as may be prescribed, and to apply one-fourth of the proceeds to common schools in said city, and the remaining three-fourths to the payment of the bonds and interest issued by said corporation in aid of the several railroads in which said corporation has subscribed for stock. Recommend it do pass.

Also, a bill to be entitled an act to incorporate the Chestatee Fluming and Mining Company. Recommend it do pass.

Also, a bill to be entitled an act to confer on Mrs. Rachael Shea, the wife of Dennis Shea, of the city of Milledgeville, county of Baldwin, the power and privileges of a *feme sole*. Recommend do not pass.

Also, a bill to be entitled an act to amend the laws of this State relative to the issuing of summons of garnishment. The committee report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to protect factors, commission merchants and other parties in this State who may hereafter make advances in produce, bacon, or other articles necessary to the successful prosecution of the agricultural interest in this State. The committee report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to prevent persons from hunting and fishing on the lands of others, without permission of the owners thereof. The committee report a substitute, which they recommend do pass in lieu of the original bill.

R. J. MOSES,

*Chairman Judiciary Committee.*

Mr. McWHORTER, from the Committee on New Counties and County Lines, submitted the following report :

*Mr. Speaker :* The Committee on New Counties and County Lines have had under consideration a bill to change the county lines between the counties of Lee and Terrell, and I am instructed to report the same back to the House, with a recommendation that it do pass.

R. L. McWHORTER, *Chairman.*



Mr. ROBERTSON, of Appling, reported a bill to remit the State tax of the county of Appling for the years 1866 and 1867, for the purpose of building a jail in said county, and for other purposes herein mentioned.

Mr. SIMS, of Bartow, reported a bill to require the Superintendent of the Western & Atlantic Railroad to pay for wood and cross-ties furnished the road prior to the occupation of the road by the Federal army.

Mr. POTTLE, of Warren, reported a bill in relation to the militia laws of this State.

Mr. REESE, of Sumter, reported a bill to relieve husbands and wives who have been separated for fifteen years.

Also, a bill for the relief of Albert H. Kendrick, of Sumter county.

Also, a bill for the relief of Mrs. Turner, the widow of W W Turner, late of Sumter county, deceased.

Also, a bill for the relief of Dr. W A. Greene, of the county of Sumter, for attending small pox cases in the year 1865.

Mr. HOWARD, of Lumpkin, reported a bill to incorporate the Georgia Company.

Mr. FRASER, of Liberty, reported a bill to make it a misdemeanor for any persons to kill or injure any stock that enter upon land planted not enclosed by fences.

On motion of Mr. QUILLIAN, of Whitfield, a seat on the floor of the House was tendered to General A. J. Hansell during his stay in the city.

The House took up the resolution to furnish the Reports of the Decisions of the Supreme Court to the counties of Cobb and Paulding, which was read and disagreed to.

The House took up the report of the committee on the bill to amend the revised Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars, for the purpose of taking stock in the South Georgia and Florida Railroad, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to grant to the corporation of the city of Columbus the North, South and East Commons of said city, and to authorize the mayor and council of said city to have the said commons surveyed into lots, and to sell the same upon such terms and conditions as may be prescribed, and to apply one-fourth of

the proceeds to common schools in said city, and the remaining three-fourths to the payment of the bonds and interest issued by said corporation in aid of the several railroads in which said corporation has subscribed for stock.

Mr. MOSES moved to amend the report by adding to the end of the fourth section the words following, to-wit: Provided, that nothing in this act contained shall be so construed as to divest any right which may have accrued to any lot holder in the city of Columbus.

Which was agreed to.

Mr. ADAMS, of Clarke, moved to amend as follows:

"That within one year from the passage of this act, the mayor and council of the city of Columbus shall be required to pay five thousand dollars to the treasurer of the State, to be held in trust for the use and benefit of the Orphan's Home."

Which was agreed to.

The report, as amended, was agreed to, the bill was read the third time and passed.

The bill to require persons owning lands in this State to pay tax on the same in the county in which it is located, etc., was read the third time and lost.

The House took up the report of the committee on the Senate bill to repeal an act entitled an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to reduce the bonds of the sheriffs of certain counties therein named, which, on motion, was laid on the table for the present.

Also, the Senate bill to amend the act incorporating the town of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

Also, the bill to prevent persons from hunting and fishing on the lands of others without permission of the owners..

The House took up the report of the committee on the Senate bill to amend the charter of the city of Albany.

The report was agreed to, the bill was read the third time and passed.

Mr. RENDER, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signatures of the Speaker of the House of Representatives and President of the Senate the following resolution:

Resolution authorizing I. W. Avery, Esq., to lay before a committee a Digest of the Decisions of the Supreme Court.

Mr. HILL, of Fulton, from the Joint Committee, to whom was entrusted the duty of making arrangements for appropriate service in the hall of the House of Representatives, on Thursday, 22d instant, made the following report :

*Mr. Speaker :* The Joint Committee, to whom was confided the duty of making arrangements for Divine service on Thursday, 22d instant, and to select a minister to deliver a sermon suitable to the occasion, report that they have selected the Rev. E. W. Warren, of the city of Macon, who has accepted, and will deliver a sermon on that day, at 11 o'clock, A. M., in the hall of the House of Representatives.

THOS. W. J. HILL,  
*Chairman House Committee.*

The House took up the report of the committee on the Senate bill to extend the time of settlement by Tax Collectors with the Comptroller and Treasurer, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act approved on the 4th day of March, 1856, to compensate the grand and petit jurors in the county of Tattnall; also, to repeal an act approved on the 4th day of March, 1856, to authorize the Inferior Court of Tattnall county to assess an additional tax for the purpose of paying the grand and petit jurors of said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend an act incorporating the town of Elberton, approved 19th February, 1866, by giving additional powers to the town council of said town.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Central Railroad and Canal Company of Georgia, to alter and change the name of said company, and to give to said company banking powers and privileges.

The report was agreed to, the bill was read the third time and passed.

The bill to explain and define section third of an act, approved 9th March, 1866, entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, etc., was laid on the table for the present.

The bill to protect factors, commission merchants and

other parties in this State, who may hereafter make advances in produce, bacon, or other articles necessary for a successful prosecution of the agricultural interest in this State, was indefinitely postponed.

On motion, the House took a recess until 3 o'clock P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

The following Senate bills were read the first time, to-wit:

A bill to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property within a limited period, passed 8th March, 1866.

A bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

A bill to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon known as the Reserve, and to repeal the proviso to the first section of the act to vest that portion of land below the city of Macon, known as the State's Reserve, in the corporate authorities of the city of Macon, approved March 6th, 1856.

Also, a bill to allow the redemption of real estate sold under executions within a specified time.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* I am directed by the Governor to deliver to the House of Representatives a communication in writing, with an accompanying document.

On motion, the communication was taken up and read, and is as follows:

#### EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, GEORGIA, November —, 1866.

*To the General Assembly:*

I transmit herewith the first annual report of the trustees of "The Georgia State Orphan Home." The establishment of such an Institution, with all the necessary appointments and sufficient provision for the wants of the beneficiaries, is not only a noble enterprise but one requiring in its inception very liberal appropriations.

It will be seen by the report that the Trustees have spared no pains to lay before the General Assembly, through their chairman, the Rev. Dr. Tucker, who has been untiring in his investigations, full information on many points to be considered in placing the Institution in operation. It is so full that I deem it unnecessary to do more than to commend it to the

serious and favorable consideration of the General Assembly. Having received it, owing to unavoidable delays, at a very late period, and desiring to place it before you so soon as it could be copied, I have been unable to devote to it sufficient time to familiarize myself with its duties.

I have been requested to call your attention to the fact that whilst by the 8th section of the act, approved 17th March, 1866, the Trustees were required to apportion the benefits of the Home among the orphan children of the several counties, the rule of apportionment is not very distinctly prescribed, nor is any adequate provision made for ascertaining the number entitled in each county. If there be found such defects in the act it is certainly desirable that they be at once remedied.

I deem it necessary to call the attention of the General Assembly to past legislation having in view the prevention of the spread of small pox, beginning with the act assented to December 13th, 1862. That act authorized and empowered the Justices of the Inferior Court of any county, and the corporate authorities of any town or city, wherein that disease should appear, to adopt quarantine regulations, to establish hospitals and provide medical attention, nursing and supplies to persons suffering from that disease, and to revise, audit and certify to the Governor all accounts and charges arising under the act, and required that they be paid out of the Treasury of the State.

The next act on the subject was assented to on the 17th April, 1863, to the provisions of which I desire to call your attention. It has received very different construction and many claims are presented, which must be pronounced valid or invalid, as one or the other construction shall prevail. It is entitled "An Act to provide for the payment of expenses incurred under an act to prevent the spread of small pox in this State, assented to December 11th, 1862, and to repeal said acts."

By the first section it is enacted, "That in any county where claim or claims *may have arisen under said act*, that the party interested in said claim may file his petition in the Superior Court of said county as against the State, setting forth his claim and a bill of particulars, which claim shall be tried by a special jury upon proof." The remainder of the section applies to the mode of trial, and provides for payment by the Governor's warrant upon the Treasury.

The second section is in these words "that the said act, assented to December 11th, 1862, be, and the same shall no longer be of force, only for the purpose of settling the claims *that have arisen under the same*." I remark that the act thus proposed to be repealed is doubtless the one herein referred to, although in the repealing act the date of the Governor's assent

is recited differently from that affixed in the printed copy of the acts of 1862.

One construction given to the act of April, 1863, is that it only changes the procedure by which the correctness of small pox accounts is to be ascertained without at all withdrawing the engagement of the State to pay out of its Treasury such accounts accruing after the passage of the act. By this construction the State is held liable for all claims originating between the passage of the act of 13th December, 1862, and the passage of the act of 5th February, 1866.

By the other construction the act of April, 1863, is held—First, to provide a new remedy for ascertaining the extent of the State's liability in cases arising between the 13th December, 1862, and the 17th April, 1863. Secondly, to annul in cases arising after the last named day the liability of the State, which would otherwise have resulted under the act of December, 1862. Thirdly, it is held that the act of April, 1863, contains no new declaration of liability or pledge of payment on the part of the State, and provides no remedy for any claim whatever, except those which had arisen prior to its passage under the act of December, 1862. Fourthly, that the second section of the act of April, 1863, although phrased differently from repealing clauses generally, does effectually repeal the act of December, 1862, except for the purpose of validating claims that had already arisen under it.

\* This construction limits the liability of the State to cases that occurred between the passage of the act of December, 1862, and the passage of the act of April, 1863. The latter is, in my opinion, the correct construction, and by it I shall be governed, unless it be your pleasure to pass a declaratory act giving a different one. But, inasmuch as many claimants insist upon the former construction, I deemed it just to them to submit the matter to your consideration.

In regard to the effect of judgments obtained against the State on claims arising since the passage of the act, I offer this suggestion :

The Superior Courts would have had no jurisdiction of such cases but for the passage of the act of April, 1863, and they must take that jurisdiction with the limitations placed upon it by the act. If my construction of it be correct, their jurisdiction was limited to claims that originated between the 13th December, 1862, and the 17th April, 1863, the respective dates of the two acts. If they took cognizance of any case occurring after the last mentioned date, they acted entirely without jurisdiction. It would not be a case of jurisdiction properly assumed and afterwards exceeded, but of jurisdiction improperly assumed at first, and therefore void in its whole course. The proceeding, as far as authorized by the act, was a concession made by the State to the citizen, but no

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citizen not embraced within the terms of the concession can take any benefit from an attempt to avail himself of it.

Since your adjournment in March last, the following banking corporations have surrendered their charters and filed the deeds of surrender in this office, viz :

"The Planters' Bank of the State of Georgia," "The Bank of Savannah," "The Planters' and Merchants' Bank," "The Mechanics' Saving and Loan Association," "The Farmers' and Mechanics Bank," "The Bank of Commerce," and "The Bank of the State of Georgia," all of the city of Savannah.

CHARLES J. JENKINS.

On motion of Mr. GARTRELL two hundred copies of the report of the Trustees of the Orphans' Home were ordered to be printed for the use of the House.

The following bills were read the second time and committed for a third reading, to-wit :

A bill to incorporate the Grand Lodge of the Order of the Knights of Jericho of the State of Georgia.

Also, a bill to repeal an act, approved December 8, 1806, and an act, approved February 18, 1854, so far as they apply to the county of McIntosh, and for other purposes.

Also, a bill to release from criminal liability consignees of goods upon certain conditions.

Also, a bill to exempt all regular practising physicians in this State from road duty.

Also, a bill to relieve Frederick Cox and Harrison Rogers.

Also, a bill to amend the charter of the city of Brunswick.

Also, a bill for the relief of Cicero A. Price and Alexander McArver, minors.

Also, a bill to change the time of holding the Superior Courts in the counties of the Blue Ridge Circuit of this State.

Also, a bill to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, and for other purposes therein mentioned.

Also, a bill for the relief of Strawder Watkins, a convict in the Georgia Penitentiary.

Also, a bill to amend an act entitled an act, assented to April 19, 1863, to make uniform the laws of this State for the collection of costs, etc., so far as the same relates to the county of Lincoln.

Also, the Senate bill to facilitate the sale of real estate in Georgia, and to encourage immigration thereto.

Also, a bill to authorize and require the Judge of the

Superior Court to enter a certain case therein named, settled upon certain conditions.

Also, a bill to alter and amend an act entitled an act to incorporate in the State of Georgia an insurance company, to be called the Great Southern Insurance Company, assented to December 17, 1861.

Also, a bill to consolidate the offices of Clerk of the Superior and Inferior Courts of Elbert county.

Also, a bill to so far modify the laws against lotteries as to enable children of destitute soldiers and the orphans of such as died in military service to receive a liberal education.

Also, a bill to extend the provisions of an act, approved March 4th, 1856, entitled an act to protect the citizens of the counties of Worth, Richmond, Clinch, Berrien and Bryan from the injurious consequences of camp-hunting by non-residents to the county of Irwin.

Also, a bill to increase the fees of Jailor of Baldwin county.

Also, a bill to repeal the 5th section of an act, to repeal an act to extend the civil jurisdiction of Justices of the Peace in the city of Savannah, and to compel the Justices of the Peace and Constables of county districts in the county of Chatham to be residents of the districts to which they are elected, assented to 21st December, 1835, so far as the civil jurisdiction of Justices of the Peace for the 1st, 2d, 3d and 4th Districts Georgia Militia in the city of Savannah are concerned, and to establish rates of fees of magistrates and constables in the city of Savannah, approved February 7, 1854.

Also, a bill to alter the time of holding the County Court in the county of Stewart.

Also, a bill to incorporate Memorial Association of Resaca, and confirm the titles to land.

Also, a bill to amend the charter of the Kennesaw Mining Company of Georgia, and to change the name of the same.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to amend the 2133d section of the Code of Georgia.

Also, a bill to repeal an act, entitled an act to amend an act to incorporate the Atlanta Medical College, assented to December 11th, 1858.

Also, a bill to fix a day as the day of the date of the actual abolition of slavery in the State of Georgia, and to establish a scale of depreciation of Confederate currency in certain cases throughout the same.

Also, a bill to amend an act, entitled an act to define and regulate Court contracts and prescribe the manner of enforcing the same in the County Courts.



Also, a bill to authorize bailiffs to summon grand and petit jurors in certain cases, and for other purposes.

Also, a bill to declare in full force an act to incorporate the town of Dahlonega, in the county of Lumpkin, assented to December 11, 1858, and an act amendatory thereof, assented to December 10, 1859, and for other purposes.

Also, a bill to amend the penal laws of this State.

Also, a bill to change the mode of empaneling jurors.

Also, a bill to authorize Anzy Caroline Crossman, wife of William H. Crossman, of the county of Stewart, to receive and receipt for any property she is now, or may hereafter be entitled to, by inheritance or otherwise, and to authorize her to carry on business on her own account as if she were a *feme sole*.

Also, a bill to define and regulate the laws in regard to the allowance for the twelve months support for widows and children.

Also, the Senate bill to amend section 3764 of the Code of Georgia by adding the words "or district" after the word "county," in the second line of said section.

Also, a bill to prevent the destruction of fish in times of low water in the county of Emanuel, and to punish the same.

Also, a bill to amend section 3401 of the Code of Georgia.

Also, a bill to require executors and administrators to advertise the terms of their sales.

Also, a bill to provide for an election by the citizens of McIntosh county, to settle the question of the location of their county site.

The bill to add lot of land No. 84, 5th district, county of Wilcox, to the county of Pulaski, was read the second time and ordered to be engrossed.

The bill incorporating Island Manufacturing Company, in the county of Bartow, on the Etowah river, was read the second time, and referred to the Committee on Manufactures.

The bill to amend an act incorporating the Southern Insurance and Trust Company, passed 17th December, 1861, was read the second time, and referred to the Committee on Banks.

The Senate bill to incorporate the Lumpkin Manufacturing Company, was read the second time, and referred to the Committee on Manufactures.

The Senate bill to change the line between the counties of Twiggs and Wilkinson, and for other purposes, was read the second time, and referred to the Committee on New Counties and County Lines.

The following bills were read the second time, and referred

to the Committee on Agriculture and Internal Improvements:

A bill to provide for the appointing of a State Geologist, define his duties and the amount he shall receive for his services.

The Senate bill to add lot of land No. 231, in the 4th district, 2d section of Cherokee county, to the county of Pickens, was read the second time, and referred to the Committee on New Counties and County Lines.

The following bills were read the second time and referred to the Committee on Finance, to-wit:

A bill to increase the salaries of the Secretaries of the Executive Department.

A bill for the relief of E. L. Litchfield, of Cobb county.

A bill for the relief of J. H. Rakestraw, of the county of Newton.

A bill to exempt from State and county tax all manufactories of cotton erected in this State during the next five years, for the period of ten years after their completion.

A bill to appropriate money out of the Treasury in aid of an association of ladies for reintering the bodies of Confederate soldiers.

A Senate bill to amend section 1574 of the Code of Georgia.

A Senate bill to repeal an act, assented to 15th of December, 1862, in relation to an assessment of tax on cotton as merchandize.

The Senate bill to repeal section 1439 of the Code of Georgia was read the second time, and referred to the Committee on the Judiciary.

Also, a Senate bill to repeal so much of the first section of an act, entitled an act to alter and amend the penal laws of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia.

Also, a Senate bill to change the times of holding the Supreme Court so far as concerns the Macon, Southwestern, Pataula and Chattahoochee Circuits.

Also, a Senate bill to add additional sections to the 10th division, part 4th, title 1st, of the Penal Code.

Leave of absence was granted to Messrs. Johnston, of Pierce; Mattox, of Elbert; McDowell, of Pike, for a few days on special business; and to Mr. Kirby, of Chattooga, for the balance of the session on account of sickness.

On motion of Mr. FRENCH, of Schley, the House adjourned until 9½ o'clock, Friday morning next.

FRIDAY, November 23d, 1866.

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Brooks.

Leave of absence was granted to Mr. Wilburn, of Terrell, and Dozier, of Quitman.

On motion of Mr. GARTRELL, the House reconsidered so much of the Journal as relates to the passage of the bill to grant to the corporation of the city of Columbus the north, south and east commons of said city, to have said commons surveyed into lots and sell the same upon such conditions as may be prescribed, etc.

On motion of Mr. McWHORTER, of Greene, the House reconsidered so much of the Journal as relates to the loss of the bill to protect factors and commission merchants, and other parties in this State who may hereafter make advances on produce, bacon, or other articles necessary to the successful prosecution of the agricultural interest in this State.

Mr. HARDEMAN, of Bibb, presented a memorial of the Board of Trade of the city of Macon, which was referred to the Committee on Finance.

Mr. CANDLER, of Carroll, reported a bill to incorporate the Villa Rica Mining Company.

Also, a resolution requesting Congress to establish an assay office in the city of Atlanta.

Mr. HILL, of Fulton, offered a resolution tendering the thanks of the General Assembly to the Rev. Mr. Warren for the very appropriate and impressive discourse delivered by him, which was taken up, adopted, and ordered to be sent forthwith to the Senate.

Mr. SWEARINGEN, of Decatur, reported a bill to incorporate an insurance company in the city of Bainbridge, to be called the National Insurance Company.

Mr. JOHNSTON, of Forsyth, reported a bill to change the time of holding the County Court of Forsyth county.

Mr. RUSSELL, of Chatham, reported a bill to compensate Judges of the County Court, County Solicitors, and other officers of the County Court, and for other purposes.

Mr. ADAMS, of Clarke, reported a bill to amend the charter of the Athens Fire Company, No. 1.

Mr. HILL, of Fulton, reported a bill to incorporate the Atlanta Manufacturing and Mining Company.

Also, a bill to incorporate the Fulton Savings Bank.

Mr. MADDOX, of Fulton, reported a bill to extend the time for completing the Georgia Air Line Railroad.

Also, a bill to incorporate the Atlanta Depository.

Mr. MORRIS, of Franklin, reported a bill to give landlords

a lien upon the crops of tenants for stock, farming utensils and provisions furnished such tenant for the purpose of making a crop.

Mr. BROCK, of Haralson, reported a bill to fix the time of holding the County Courts in the counties of Carroll, Haralson, Polk and Spalding.

Mr. McRAE, of Jackson, reported a bill to change the 4270th section of the Code.

Mr. STAPLETON, of Jefferson, reported a bill to remit fifty per cent. of the State tax for the county of Jefferson for the year 1866, and place the same at the disposal of the Inferior Court of said county, for the purpose of building a jail in said county.

Mr. FRASER, of Liberty, reported a bill to allow John Girardeau, an aged and crippled citizen of the county of Liberty, to peddle anywhere in the State without license.

Mr. BAKER, of Lowndes, reported a bill to authorize the Inferior Court of Lowndes county to issue bonds to build a Court House and jail, and for other purposes.

Mr. RAGSDALE, of Paulding, reported a bill to repeal an act, entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

Mr. DOZIER, of Quitman, reported a bill to change the line between the counties of Quitman and Stewart so as to include the residence of William J. Brown, of the county of Stewart, within the limits of the county of Quitman.

Mr. GREEN, of Cobb, reported a bill to legalize marriages by colored ordained ministers of the Gospel, and, also, to authorize such colored ministers of African descent to solemnize future marriages between freedmen and freed women or persons of African descent only.

Mr. DuBOSE, of Hancock, reported a bill to define the law of simple larceny by breaking into a dwelling-house, or the appurtenances thereof, in the night, and stealing therefrom.

On motion of Mr. GLENN, of Whitfield, a seat on the floor of the House was tendered to the Hon. Jared I. Whitaker, during his stay in the city.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to amend an act to regulate the manner of convicts laboring upon public works, and to define the powers and duties of the Inferior Court and Governor of the State touch-

ing the same, and for other purposes therein mentioned, approved 20th March, 1866.

A bill to make valid certain judgments rendered by Inferior Courts of this State.

A bill to amend the 3753d section of the Code of Georgia.

A bill to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same.

A bill to prevent persons bathing in streams or other waters on the Sabbath day, on roads leading to and from places of religious worship.

A bill to add an additional section to the 4th division, part 4th, title 1st of the Penal Code.

A bill to donate the Okefenokee Swamp lands belonging to the State of Georgia as a permanent endowment to the Georgia State Orphan Home, by a constitutional majority.

A bill to change the line between the counties of Cherokee and Milton, so as to include the residences and farms of Mathias Bates, Lewis M. Hook, Charles Nix, and R. J. Bates, of the county of Cherokee, within the county of Milton.

A bill for the discharge of insolvent debtors, to regulate the mode and manner thereof, and the disposition of said insolvents' property, and for other purposes.

A bill to increase the jail fees now allowed by law, so far as relates to the counties of Tattnall and Stewart.

The Senate have also passed the following bill of the House of Representatives, to-wit:

A bill for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy.

The Senate have also passed the following bill of the House of Representatives, with amendments, in which they ask the concurrence of the House of Representatives, to-wit:

A bill to authorize and require the State Treasurer to make certain advances.

The House took up the report of the committee on the bill to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

The report was agreed to, the bill was read the third time and passed.

Mr. GARTRELL, of Cobb, reported a bill to transfer to the State of Georgia the charter of the Polk Slate Quarry Railroad Company.

The House took up the report of the committee on the bill to extend the aid of the State to the completion of the Air Line Railroad, the same being the special order of the day.

Mr. DORSEY, of Hall, moved to amend by striking out

"ten" and inserting "fifty" in the first section of said bill, which motion prevailed.

The question then recurred upon agreeing to the report of the committee, which was adverse to the bill, and upon which the ayes and noes were required to be recorded, and resulted in ayes 69, and noes 63.

Those voting in the affirmative are Messrs.

Asbury,	Hudson,	Robinson, of
Baker,	Humphreys,	Laurens,
Barnes,	Hughes, of Union,	Robertson, of
Baynes,	Jones, J. B., of	Walton,
Bennett,	Burke,	Rogers,
Brown, of Early,	Lawson,	Scandrett,
Bush,	Mallard,	Shepard,
Burch,	McCullough,	Simms, of Newton,
Byington,	McCutchen,	Smith, of Hancock,
Davenport,	McComb,	Snead,
Dickson, of Walker,	McLendon,	Speer,
Dodson,	McWhorter, of	Stapleton,
Durham,	Greene,	Stanfield,
DuBose,	Mizell,	Stanton,
Ellington,	Morell,	Umphrey,
Evans,	Morrow,	Watkins,
Fraser,	Montgomery,	Wicker,
French,	Peebles,	Willis,
Gartrell,	Peebles,	Williams, of Bryan,
Harrison,	Pottle,	Williams, of Dooly,
Harlan,	Powell,	Wilkerson,
Hargett,	Quillian,	Woods, of Floyd,
Holliday,	Ragsdale,	Woods, of Morgan,
Howard, of Bartow,	Reese,	Womble.
Hodges,		

Those voting in the negative are Messrs.

Adams,	Hand,	Morris, of
Atkinson,	Hill,	Franklin,
Benson,	Hinton,	Mitchell, of
Boyd,	Howard, of	Thomas,
Brown, of Houston,	Lumpkin,	Mitchell, of
Brock,	Hockenhull,	Gwinnett,
Cabaniss,	Hughes, of Twiggs,	Moses,
Cameron,	Johnston, of	Moughon,
Candler,	Forsyth,	Oates,
Carter,	Kibbee,	Pickett,
Dart,	Maddox, of Fulton,	Phillips,
Dodds,	Mattox, of Elbert,	Redwine,
Dorsey,	Martin,	Render,
Edge,	McDowell, of	Robson,
Fincannon,	Heard,	Roundtree,
Glenn,	McRae,	Rumph,
Green,	Morris, of	Russell, of
Grogan,	Montgomery,	Chatham,

Russell, of	Stallings,	Wall,
Muscogee,	Starr,	Weaver,
Sharp,	Sumner,	White,
Shaw,	Swearingen,	Wilburn,
Sims, of Bartow,	Thomas,	Williams, of
Smith, of Clinch,	Tucker,	Bulloch,
	Winningham.	

Ayes 69; nays 63. So the report of the committee was agreed to, and the bill lost.

The House took up the report of the committee on the Senate bill to authorize and require the Judge of the Superior Court to enter a certain case therein named settled, upon certain conditions.

Mr. POTTLE, of Warren, moved to refer the bill to the Committee on the Judiciary, which motion was lost.

The report was agreed to.

Mr. POTTLE moved to reconsider the bill, to enable him to offer an amendment, which motion was lost, and the bill was read the third time and passed.

The House took up the amendments of the Senate to the bill to authorize the Treasurer to make certain advances, and concurred in the same.

Leave of absence was granted to Mr. Robertson, of Appling, on account of severe indisposition, for the balance of the session.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

SATURDAY, November 24th, 1866.

9½ o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

Mr. MOSES, of Muscogee, moved a reconsideration of so much of the Journal as relates to the loss of the bill to extend the aid of the State to the completion of the Air Line Railroad, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 79, and nays 42.

Those voting in the affirmative are Messrs.

Alexander,	Bennett,	Brock,
Atkinson,	Benson,	Bulloch,
Baker,	Boyd,	Burch,
Baynes,	Brown, of Houston,	Byington,

Cabaniss,	Hughes, of Union,	Reese,
Cameron,	Johnston,	Render,
Candler,	of Forsyth,	Rogers,
Carter,	Johnson, of Wilcox,	Rumph,
Dart,	Kibbee,	Russell, of Chatham,
Dixon, of Macon,	Maddox, of Fulton,	Russell, of Muscogee,
Dodson,	Martin,	Scandrett,
Dodds,	McDowell, of Heard,	Sharp,
Dorsey,	McRae,	Shaw,
Edge,	Mizell,	Sims, of Bartow,
Fincannon,	Morris,	Smith, of Clinch,
Fraser,	of Montgomery,	Speer,
French,	Morris, of Franklin,	Stallings,
Glenn,	Mitchell, of Thomas,	Stanfield,
Green,	Mitchell,	Starr,
Grogan,	of Gwinnett,	Sumner,
Gross,	Moses,	Swearingen,
Hand,	Moughon,	Tench,
Hill,	Oates,	Thomas,
Hinton,	Pickett,	Tucker,
Howard, of L'mpkin,	Phillips,	Wall,
Hockenhull,	Ragsdale,	Weaver,
Hughes, of Twiggs,	Redwine,	White,
	Winningham,	

Those voting in the negative are Messrs.

Asbury,	Humphreys,	Robertson,
Barnes,	Johnson, of Henry,	of Walton,
Bush,	Mallard,	Shepard,
Byrd,	McCutchen,	Sims, of Newton,
Davenport,	McLendon,	Smith, of Hancock,
Dickson, of Walker,	McWhorter,	Stapleton,
Durham,	of Greene,	Stanton,
DuBose,	Morell,	Umphrey,
Ellington,	Morrow,	Watkins,
Evans,	Montgomery,	Willis,
Harrison,	Peebles,	Williams, of Bryan,
Harlan,	Peebles,	Wilkerson,
Hargett,	Pottle,	Woods, of Floyd,
Holliday,	Quillian,	Woods, of Morgan.
Hudson,	Robinson,	
	of Laurens,	

Yeas, 79; nays, 42. So the motion prevailed.

On motion of Mr. MOSES, said bill was taken up and put upon its passage.

Mr. MCWHORTER, of Greene, offered the following amendment:

*And be it further enacted,* That one-third of the stock of the Air Line Railroad shall be subscribed for and owned by citizens of this State; that the stockholders shall be solvent and *bona fide* stockholders, and the private property, both



real and personal, of all the stockholders shall be bound for the final redemption of all bonds of the said Air Line Railroad, endorsed by the State of Georgia, which amendment was lost.

The question then occurred upon the passage of the bill, and upon which the yeas and nays were required to be recorded, and resulted in ayes, 62; and nays, 54.

Those voting in the affirmative are Messrs.

Adams,	Hill,	Pickett,
Alexander,	Hinton,	Phillips,
Atkinson,	Howard, of Bartow,	Ragsdale,
Baker,	Howard, of Lumpkin,	Redwine,
Benson,	Hockenhull,	Render,
Boyd,	Hughes, of Union,	Robson,
Brown, of Houston,	Hughes, of Twiggs,	Rogers,
Brock,	Johnston, of	Rumph,
Bulloch,	Forsyth,	Scandrett,
Burch,	Johnson, of Wilcox,	Sharp,
Byington,	Kibbee,	Shaw,
Cabaniss,	Maddox, of Fulton,	Sims, of Bartow,
Cameron,	Martin,	Stallings,
Candler,	McDowell, of Heard,	Stanfield,
Carter,	McRae,	Starr,
Dart,	Mizell,	Sumner,
Dixon, of Macon,	Morris, of	Swearingen,
Dodds,	Montgomery,	Tench,
Dorsey,	Morris, of Franklin,	Thomas,
Edge,	Mitchell, of Thomas,	Tucker,
Fincannon,	Mitchell,	Wall,
Glenn,	of Gwinnett,	Weaver,
Green,	Moses,	White,
Grogan,	Moughon,	Williams, of Bulloch,
Hand,	Oates,	Winningham.

Those voting in the negative are Messrs.

Asbury,	Harrison,	Montgomery,
Baker,	Harlan,	Peebles,
Barnes,	Hargett,	Peeples,
Bennett,	Holliday,	Pottle,
Bush,	Hudson,	Quillian,
Byrd,	Humphreys,	Reese,
Davenport,	Johnson, of Henry,	Robinson, of Laurens
Dickson, of Walker,	Lawson,	Robertson, of
Dodson,	Mallard,	Walton,
Durham,	McCullough,	Shepard,
DuBose,	McCutchen,	Simms, of Newton,
Ellington,	McLendon,	Smith, of Hancock,
Evans,	McWhorter, of	Snead,
Fraser,	Greene,	Speer,
French,	Morell,	Stapleton,
Gross,	Morrow,	Umphrey,

Watkins,  
Wicker,  
Willis,

Williams, of Bryan, Woods, of Floyd,  
Williams, of Dooley, Woods, of Morgan.  
Wilkerson,

Yeas, 72; nays, 54. So the bill was passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bill of the House of Representatives, to-wit:

A bill to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes.

MR. HILL, of Fulton, from the joint special committee, made the following report:

*Mr. Speaker:* The joint committee, to whom was referred by resolution so much of the Governor's message addressed to the General Assembly on the 12th instant, as relates to the books, accounts, vouchers and Confederate treasury notes returned to the Executive Department by Col. Jared I. Whitaker, Commissary General of the State during the late war, with notice of certain articles of State property in his possession at Atlanta, and of a balance due said officer for office rent and other incidental expenses, beg leave to submit the following report:

The committee in joint session have examined the books and papers transmitted by Colonel Whitaker, the late Commissary General of the State to the Executive Department, and which they are gratified to state constitute a complete and neat record of the business proper, and the extra official duties imposed on that officer during his term of service up to the close of the war, and since, by direction, as well of Provisional Governor Johnson as of the Finance Committee raised by direction of the late State Convention. These books and papers containing valuable State statistical information, and being evidence of the aforesaid Commissary General's faithful conduct of his department during the late war; the committee recommend that the same be deposited with the Secretary of State, with directions that they be preserved among the other State archives for future reference, deeming them important to that end as furnishing valuable information in regard to the services of Georgia's noble sons in the late war, as of the bounty of the State to the widows and orphans of the gallant dead, as well as to thousands of those made indigent by its sad calamities. These books and papers are embraced in the following list, to-wit:

One warrant book, containing copies of Executive warrants.

One account of commissary stores and Virginia salt.

One cash book with proper vouchers.

One cash quarterly account current book.

Two books showing the purchases, issues and sales of commissary stores.

One book showing the receipts and issues of subsistence.

One book showing the sale of commissary salt to the Inferior Courts in the early part of 1862 for the destitute of their counties.

One large book containing extracts of letters received.

Seven letter books containing copies of letters sent off.

The monthly and quarterly reports of the Commissary General and his assistant commissaries, with proper vouchers and certificates and their original bonds and letters.

Also, the following records and papers showing the receipts and issues of salt from the "Virginia Salt Works" to soldiers' families from 31st July, 1862, to the close of the war, to-wit:

One cash book with proper vouchers.

One cash quarterly account current book.

One book showing abstract salt received and issued.

One book showing the distribution of salt to the Inferior Courts of the State for soldiers families and special issues.

Three large books, numbered one, two and three, containing a complete record of the names of soldiers' families as furnished by the courts, and to whom salt was issued.

The monthly and quarterly reports of the Commissary General, and the salt agents, with proper vouchers and certificates, the official bonds of the agents, the original letters and list of names of soldiers' families, with regard to the Confederate Treasury notes returned by Colonel Whitaker, (as per his report to the Finance Committee) as balance due the State, and which they find to be correct, your committee recommend that the same be deposited with the State Treasurer, and that they be burned by that officer, as suggested in the message of his Excellency, the Governor.

The attention of the committee has also been directed to the accounts against the State for office rent and other incidental expenses held by Colonel Whitaker, and for services rendered by him since the war, and which have accrued by reason of directions given to him by the late Provisional Governor and by the Finance Committee raised by direction of the late State Convention, and conceiving them to be just, we recommend that they be examined and audited by the Comptroller General of the State, and when so audited, that the Governor draw his warrant on the Treasury for the amount, charging the same to the contingent fund.

With regard to the property of the State reported by Colonel Whitaker to be in his possession at Atlanta, your committee recommend that the Governor cause the same to be sold, and to deposit the net proceeds thereof in the State Treasury.

Before closing this report, your committee deem it but an act of justice to Colonel Jared I. Whitaker, the late State Commissary General, to express their high gratification at the testimony borne by the late Finance Committee to his official integrity and ability, and the faithfulness with which he discharged the arduous and onerous duties imposed upon him by reason of his official position during the late war. It is this which entitles Colonel Whitaker, as the Governor, in his message, remarks, "to have this whole business closed, and to a final acquittance and discharge."

Your committee therefore recommend the adoption of the subjoined resolution.

J. F. JOHNSON,  
*Chairman Senate Committee.*  
THOMAS W. J. HILL,  
*Chairman House Committee.*

*Resolved by the General Assembly of the State of Georgia,* 1st, That the thanks of the people of Georgia are due, and are hereby tendered to Colonel Jared I. Whitaker, late Commissary General of this State, for his eminent ability and faithfulness in the discharge of his official duties during the late war.

2d. That the books of the late Commissary General, together with the vouchers and accompanying papers, be deposited in the office of the Secretary of State, and that the Confederate Treasury notes returned by him as a balance due the State, be deposited with the State Treasurer, and be by him burned.

*Resolved,* 3d, That the property of the State reported by Colonel Jared I. Whitaker to be in his possession at Atlanta, be sold by direction of his Excellency, the Governor, and the net proceeds thereof be paid into the State Treasury.

*Resolved,* 4th, That the Comptroller General be required to examine the accounts of Colonel Whitaker for office rent and other incidental expenses which have accrued since the war, by direction of the Provisional Governor and the late State Financial Committee, and upon finding them to be correct, that he audit the same, and that the Governor be required to draw his warrant on the Treasurer for the amount, charging the same to the contingent fund for the year 1867.

On motion, said report was taken up and agreed to, and the resolution adopted.

Mr. RENDER, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to repeal an act entitled an act to regulate the sale

of spirituous liquors in the county of Stewart, approved December 19th, 1859.

An act to amend an act incorporating the town of Elberton, approved 19th February, 1866, by giving additional powers to the Town Council of said town.

An act to repeal section 940 of the Code of Georgia, and to substitute a section in lieu thereof.

An act to amend an act entitled an act to amend an act to incorporate the Central Railroad and Canal Company of Georgia, to alter and change the name of said company, and to give said company banking powers and privileges.

An act to amend the charter of the city of Albany.

An act to repeal an act, approved on the 4th of March, 1856, to compensate the grand and petit jurors in the county of Tattnall: also, to repeal an act, approved on the 4th day of March, 1856, to authorize the Inferior Court of Tattnall county to assess an additional tax for the purpose of paying the grand and petit jurors of said county.

An act to extend the time of settlements by Tax Collectors with the Comptroller and Treasurer, and for other purposes.

Mr. MOSES, chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit:

A bill to be entitled an act to provide for the payment of the salaries and pay of certain civil officers of this State, and for other purposes. The committee recommend it do pass as amended.

Also, a bill to be entitled an act to authorize Amos E. Ward, of the county of Stewart, and guardian of the person and property of Alener T. Ward, a minor, to pay over to said ward any legacy or other effects he may hold, belonging to said minor, etc. Recommend it do not pass.

Also, a bill to be entitled an act to grant certain privileges to James Q. Clark, (a minor,) and to legalize his acts as though he were of lawful age. Recommend it do not pass.

Also, a bill to be entitled an act to authorize administrators to perfect titles to lands in certain cases. The committee report a substitute which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act for the relief of Pierce L. Lewis, a minor. Leave having been asked of the committee to withdraw this bill because of its unconstitutionality, they recommend that such leave be granted.

Also, a Senate bill to be entitled an act to provide for an election by the citizens of McIntosh county to settle the question of the location of their county site. Recommend it do pass.

Also, a Senate bill to be entitled an act for the relief of Nancy A. E. Baldwin, of Stewart county, Georgia. Recommend it do pass.

Also, a Senate bill to be entitled an act to enable the Justices of the Inferior Court of the several counties in the State of Georgia to raise a fund sufficient to build their court houses and jails where they have been destroyed by the Federal army, or from other causes, and for levying an extra tax to meet the payment of the same. Recommend it do pass.

Also, a Senate bill to be entitled an act in relation to juries. The committee report a substitute which they recommend do pass in lieu of the original bill.

Also, a Senate bill to be entitled an act to amend section 3401 of the Code. Recommend it do not pass.

Also, a Senate bill to be entitled an act for the relief of Albert Fields, of the county of Dougherty, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty county. Recommend it do not pass.

Also, a Senate bill to be entitled an act to amend the law in regard to effecting service of bills in equity to marshal the assets of estates of deceased persons. Recommend it do pass, with amendments.

Also, a Senate bill to be entitled an act to incorporate the Lumpkin Porcelain Manufacturing Company, The committee recommend it be referred to the Committee on Manufactures.

R. J. MOSES,  
*Chairman Judiciary Committee.*

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An act to amend an act, entitled an act to incorporate the Southern Mutual Insurance Company, as approved December 29th, 1847.

An act to incorporate the Coweta Falls Manufacturing Company, of Columbus, Georgia.

The House took up the report of the committee on the bill to amend an act entitled an act, assented to on the 17th day of April, 1863, to make uniform the laws of this State for the collection of costs, so far as the same relates to the county of Lincoln.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Messrs. McWhorter, of Oglethorpe, and Baynes, of Jasper.

The bill to relieve Zadock Cox and Harrison Rogers, was referred to the Committee on the Judiciary.

The reconsidered bill for the relief of I. J. Anderson was laid on the table for the present.

The House took up the reconsidered bill to grant to the corporation of the city of Columbus the north, south and east commons, etc., which, on motion, was indefinitely postponed.

The House took up the reconsidered bill to enforce the observance of the Lord's day.

Mr. MOSES, of Muscogee, moved to amend by striking out "steamboats."

Mr. BARNES, of Richmond, moved to strike out "railroads," which was lost.

Mr. BARNES moved further to amend, as follows:

*And be it further enacted,* That all hotels and public inns in this State shall be closed on Sunday; which was lost.

Mr. GROSS, of Screven, moved the indefinite postponement of the bill, upon which motion the yeas and nays were required to be recorded, and resulted in yeas, 64; and nays, 66.

Those voting in the affirmative are Messrs.

Adams,	Glenn,	Robinson,
Atkinson,	Green,	of Laurens,
Barnes,	Grogan,	Russell, of Chatham,
Baynes,	Gross,	Russell, of Muscogee,
Bennett,	Hand,	Scandrett,
Benson,	Hill,	Shaw,
Brown, of Houston,	Hinton,	Sims, of Bartow,
Brock,	Holliday,	Sims, of Newton,
Bulloch,	Howard, of Bartow,	Smith, of Hancock,
Bush,	Johnson, of Wilcox,	Snead,
Byrd,	McComb,	Stapleton,
Cabaniss,	Morris, of Franklin,	Sumner,
Candler,	Morrow,	Swearingen,
Carter,	Montgomery,	Tench,
Colley,	Moses,	Thomas,
Dart,	Moughon,	Tucker,
Dixon, of Macon,	Pickett,	Wall,
Dodds,	Phillips,	Watkins,
Dorsey,	Powell,	White,
Edge,	Ragsdale,	Winningham,
Fincannon,	Redwine,	Woods, of Morgan.
French,	Roundtree,	

Those voting in the negative are Messrs.

Alexander,	Brown, of Early,	Dickson, of Walker,
Asbury,	Burch,	Dodson,
Baker,	Cameron,	Durham,
Boyd,	Davenport,	DuBose,

Ellington,	McCullough,	Render,
Fraser,	McCutchen,	Robertson,
Harrison,	McDowell, of Heard,	of Walton,
Harlan,	McLendon,	Robson,
Hargett,	McRae,	Rogers,
Howard, of Lumpkin,	McWhorter,	Rump,
Hockenhull,	of Greene,	Sharp,
Hudson,	Mizell,	Shepard,
Humphreys,	Morell,	Speer,
Hughes, of Twiggs,	Morris,	Stallings,
Hughes, of Union,	of Montgomery,	Stanfield,
Johnston,	Mitchell, of Thomas,	Starr,
of Forsyth,	Mitchell,	Umphrey,
Johnson, of Henry,	of Gwinnett,	Weaver,
Jones, J. B.,	Oates,	Willis,
of Burke,	Peebles,	Williams, of Bryan,
Kibbee,	Peeples,	Williams,
Lawson,	Pottle,	of Bulloch,
Maddox, of Fulton,	Quillian,	Williams, of Dooly,
Mallard,	Reese,	Wilkerson,
	Woods, of Floyd,	

Yeas, 64; nays, 66. So the motion was lost.

Mr. DODSON, of Catoosa, offered the following amendment:

Provided that nothing in this act shall be so construed as to prevent any sea going vessel arriving at any port of this State on the Sabbath day from entering such port; which was agreed to.

The previous question was called and sustained, the report as amended was agreed to, the bill was read the time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 68, and nays 65.

Those voting in the affirmative are Messrs.

Alexander,	Hargett,	Martin,
Asbury,	Howard, of	McCullough,
Baker,	Lumpkin,	McCutchen,
Boyd,	Hodges,	McDowell, of
Brown, of Early,	Hudson,	Heard,
Burch,	Humphreys,	McLendon,
Cameron,	Hughes, of Twiggs,	McRae,
Davenport,	Hughes, of Union,	McWhorter, of
Dickson, of Walker,	Johnson, of Henry,	Greene,
Dodson,	Johnston, of	Mizell,
Durham,	Forsyth,	Morell,
DuBose,	Jones, J. B., of	Morris, of
Ellington,	Burke,	Montgomery,
Evans,	Kibbee,	Mitchell, of
Fraser,	Lawson,	Thomas,
Harrison,	Maddox, of Fulton,	Mitchell, of
Harlan,	Mallard,	Gwinnett,



Oates,	Robson,	Umphrey,
Peebles,	Rogers,	Weaver,
Peeples,	Rumph,	Willis,
Pottle,	Sharp,	Williams, of Bryan,
Quillian,	Shepard,	Williams, of
Reese,	Speer,	Bulloch,
Render,	Stallings,	Williams, of Dooly,
Robertson, of	Stanfield,	Wilkerson,
Walton,	Starr,	Woods, of Floyd.

Those voting in the negative are Messrs.

Adams,	Green,	Roundtree,
Atkinson,	Grogan,	Russell, of
Barnes,	Gross,	Chatham,
Baynes,	Hand,	Russell, of
Bennett,	Hill,	Muscogee,
Benson,	Hinton,	Scandrett,
Brown, of Houston,	Holliday,	Shaw,
Brock,	Howard, of Bartow,	Sims, of Bartow,
Bulloch,	Johnson, of Wilcox,	Simms, of Newton,
Bush,	McComb,	Smith, of Hancock,
Byrd,	Morris, of	Snead,
Byington,	Franklin,	Stapleton,
Cabaniss,	Morrow,	Sumner,
Candler,	Montgomery,	Swearingen,
Colley,	Moses,	Tench,
Dart,	Moughon,	Thomas,
Dixon, of Macon,	Pickett,	Tucker,
Dodds,	Phillips,	Wall,
Dorsey,	Powell,	Watkins,
Edge,	Ragsdale,	White,
Fincannon,	Redwine,	Winningham.
French,	Robinson, of	Woods, of Morgan,
Glenn,	Laurens,	Womble.

Yeas, 68 ; nays, 65. So the bill was passed.

MR. ADAMS, Chairman of the Committee on Finance, submitted the following report :

*Mr. Speaker :* The Committee on Finance have had under consideration the following bills, to-wit :

A bill to be entitled an act to increase the salaries of the Secretaries of the Executive Department: which they recommend do not pass.

Also a bill for the relief of J. H. Rakestraw, of the county of Newton : which they recommend do not pass.

Also, a bill to exempt from State and county tax all manufactures of cotton erected in this State during the next five years, for the period of ten years next after their completion: which they recommend do not pass.

Also, a bill of the Senate to be entitled an act to repeal an act, assented to 15th of December, 1862, in relation to an

assessment of tax on cotton as merchandise: which they recommend do not pass.

Also, a bill to be entitled an act for the relief of Messrs. Seago, Palmer & Co.,: which they recommend do pass as amended.

Also, a resolution for the relief of soldiers maimed in the State or Confederate States service and now resident in this State: which they recommend be adopted.

Also, a bill of the Senate to be entitled an act to amend section 1574 of the Code of Georgia; which they recommend do pass as amended.

The committee have also had under consideration the memorial of Messrs. Boughton, Nesbit, Barnes and Moore, for which they report the following bill, to-wit:

A bill to be entitled an act to compensate Messrs. Boughton, Nisbet, Barnes & Moore for public printing in 1864 and 1865: which they recommend do pass.

Also, a bill to be entitled an act to appropriate money out of the Treasury in aid of an association of ladies, for re-interring the bodies of Confederate soldiers: which they report back to the House without any recommendation.

F. W. ADAMS,  
*Chairman Finance Committee.*

Mr. RENDER, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker and Clerk of the House of Representatives and President and Secretary of the Senate, the following acts, to-wit:

An act to authorize and require the Treasurer of this State to make certain advances, and for other purposes.

Also, an act for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy.

Leave of absence was granted to Mr. Winningham, of DeKalb, and Mr. Maddox, of Fulton, for a few days, on special business.

On motion, the resolution for the relief of soldiers maimed in the State or Confederate States service and now resident in this State, was taken up and adopted, and ordered to be sent forthwith to the Senate.

Mr. HARDEMAN presented a petition from Charles W. Crumley, a convict in the Penitentiary, which was referred to the Committee on the Penitentiary.

On motion, the House took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House reassembled.

The House took up the following bills, which were read the second time, and referred to the Committee on the Judiciary, to-wit :

A bill to define the liabilities of principal and securities of criminal bonds, and for other purposes.

A bill to amend the 7th clause of the 1670th paragraph<sup>4</sup>, 2d section, part 2d, title 2d, chapter 1st, article 1st of the revised Code of this State.

A bill to amend 4452d paragraph, part 4th, title 1st of the revised Code of this State.

A bill to amend the 1971st and 1973d sections of the Code of Georgia.

A bill to define and regulate court contracts, and prescribe the manner of enforcing the same in the County Courts, approved 17th March, 1866.

A bill to regulate the fees of Justices of the Peace, in certain cases therein specified.

A bill to authorize Wm. J. Pickelhainer, of the county of Towns, and other disabled soldiers of the late war, to peddle goods, wares and merchandise, without charge for license.

A bill for the relief of E. B. Layless, of Webster county.

A bill to regulate the liens of judgments and executions, and the sale of personal property levied on by final process.

A bill for the relief of G. W. Pucket, of the county of Cherokee.

A bill to authorize suits to be brought against the Western & Atlantic Railroad in any county through which said road is located.

A bill to empower any sheriff or jailor to discharge a prisoner or prisoners, in certain cases.

A bill to relieve husbands and wives who have been separated for fifteen years.

A bill for the relief of Albert H. Kendrick, of Sumter county.

A bill to incorporate the Georgia Company.

A bill to make it a misdemeanor for any person to kill or injure any stock that enters upon land planted, not enclosed by fences.

A bill to repeal an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

A bill to compensate Judges of the County Court, County Solicitors, and other officers of the County Court, and for other purposes.

A bill to allow John Girardeau, an aged and crippled citizen of the county of Liberty, to peddle any where in this State without license.

A bill to change the 4270th section of the Code.

A bill to give landlords a lien upon the crops of tenants, for stock, farming utensils and provisions furnished such tenants for the purpose of making a crop.

A bill to define the law of simple larceny by breaking into a dwelling house or the appurtenances thereof in the night, and stealing therefrom.

A bill to legalize marriages by colored ordained ministers of the gospel, and also to authorize such colored ordained minister, or ministers of African decent, to solemnize future marriages between freedmen and freedwomen, or persons of African descent only.

The following bills were read the second time and committed for a third reading, to-wit:

A bill to authorize the Ordinary of Talbot county to appoint a general administrator for said county, and to prescribe the rules under which he shall administer.

A bill to make legal the sale of the Bainbridge Academy lot, and for other purposes.

A bill to incorporate the town of Senora in the county of Coweta.

A bill to change the time of holding the County Court of Clay.

A bill to change the time of holding the County Court in Forsyth county.

A bill to authorize the County Judge of Chatham county to take the list of persons subject to jury duty from the Receiver's digest of taxes made in the year 1866, and the city registry, and to put such persons in the jury box who are subject to jury duty, and who are not on the digest or city registry, to throw out the present jury tickets, and to make new ones and place them in the box, and for other purposes.

A bill to amend the charter of Athens Manufacturing Company.

A bill to fix the time of holding County Courts for the counties of Carroll, Haralson, Polk and Paulding.

A bill to authorize the Inferior Court of Lowndes county to issue bonds to build a court house and jail, and for other purposes.

A bill to transfer to the State of Georgia the charter of the Polk Slate Quarry Railroad Company.

The following bills were read the second time and referred to the Committee on Finance, to-wit:

A bill to compensate Dr. William Anderson for treating small pox.

A bill for the relief of R. G. Norton, of the county of Effingham.

A bill to reduce the per diem pay of the officers and members of the General Assembly, etc.

A bill to remit the State tax of the county of Appling for the years 1866 and 1867, for the purpose of building a jail in said county, etc.

A bill for the relief of John S. Penticost, of the county of Carroll.

A bill to require the Superintendent of the Western & Atlantic Railroad to pay for wood and cross ties furnished the road prior to the occupation of the road by the Federal army.

A bill for the relief of Mrs. Turner, widow of W. W. Turner, late of Sumter county, deceased.

A bill to pay Dr. W. A. Greene, of the county of Sumter, for attending small pox cases in the year 1865.

A bill to remit fifty per cent. of the State tax for the county of Jefferson, for the year 1866, and place the same at the disposal of the Inferior Court of said county, for the purpose of building a jail in said county.

The following bills were read the second time and referred to the Committee on Banks, to-wit:

A bill to incorporate the Fulton Savings Bank.

A bill to authorize the corporation of Houston Factory to issue change bills to run for the space of ten years.

A bill to incorporate an insurance company in the city of Bainbridge, to be called the National Insurance Company.

A bill to incorporate the Atlanta Depository.

The following bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to incorporate the Atlanta Manufacturing and Mining Company.

A bill to incorporate the Van Wert Quarrying and Mining Company.

A bill to incorporate the Villa Rica Mining Company.

A bill to extend the time for completing the Georgia Air Line Railroad.

The following bills were read the second time and referred to the Committee on New Counties and County lines, to-wit:

A bill to change the line between Catoosa and Walker.

A bill to change the line between Carroll and Heard.

A bill to change the line between the counties of Quitman and Stewart.

The following Senate bills were read the first time, to-wit:

A bill to educate the indigent maimed soldiers of Georgia, and to provide the means for the same.

A bill to amend an act to regulate the manner of convicts

laboring on public works, and to define the powers and duties of the Inferior Courts and the Governor of the State touching the same, and for other purposes.

A bill to add an additional section to the 4th division, part 4th, title 1st, of the Penal Code.

A bill for the discharge of insolvent debtors, to regulate the mode and manner thereof and the disposition of said insolvents' property, and for other purposes.

A bill to amend the 3753d section of the Code of Georgia.

A bill to prevent persons from bathing in streams or other waters on the Sabbath day, on roads leading to and from places of religious worship.

A bill to make valid certain judgments rendered by Inferior Courts of this State.

A bill to increase the jail fees now allowed by law, so far as relates to the counties of Tattnall and Stewart.

A bill to change the line between the counties of Cherokee and Milton.

A bill to donate the Okefenokee Swamp lands belonging to the state of Georgia, as a permanent endowment to the Georgia State Orphan Home.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

A bill to allow the redemption of real estate sold under execution within a specified time.

A bill to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property within a limited period, passed 8th March, 1866.

Also, a bill to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon, known as the State's Reserve, and to repeal the proviso of the 1st section and 2d section of the act; to vest that portion of land below the city of Macon, known as the State's Reserve, in the corporate authorities of the city of Macon, approved March the 6th, 1856.

Mr. HARRISON, of Chatham, reported a bill to authorize the Justices of the Inferior Court of Chatham county to require the attendance of Justices of the Peace at elections, and for other purposes.

Mr. STARR, of White, reported a bill to authorize the granting of certain lands in this State, and for other purposes.

Mr. RUSSELL, of Muscogee, reported a bill to authorize J. Lamar Chappell, of Muscogee county, to plead and practice law in the several courts of law and equity in this State, and

make him liable in law for his contracts, upon certain conditions.

Mr. HODGES, of Butts, reported a bill to incorporate the town of McIntosh at Indian Springs, in the county of Butts, and to amend an act, passed 25th December, 1837, to incorporate the Indian Springs, in said county.

Leave of absence was granted to Mr. Williams, of Dooly, for a few days, on account of special business.

The House then adjourned until 9½ o'clock, A. M., on Monday next.

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MONDAY, November 26th, 1866.

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Dr. Pierce.

The Clerk proceeded to call the roll of the counties, when

Mr. McCOMB, of Baldwin, reported a bill to compensate the clerks of the Adjutant and Inspector General's office of this State for a certain period.

Mr. WILLIAMS, of Bulloch, reported a bill to make permanent the county site of Bulloch county and to incorporate the same, and for other purposes.

Mr. DODSON, of Catoosa, reported a bill to amend sections 2014, 2015, 2016, 2017 and 2020 of the Code of this State.

Mr. HARRISON, of Chatham, reported a bill to amend the 3333d and 3334th sections of the Code of Georgia.

Mr. DURHAM, of Clarke, reported a bill to make it a misdemeanor for any person to mistreat or misuse any stock with which he may be entrusted.

Mr. BENNETT, of Brooks, reported a bill to regulate the punishment of crimes less than felonies.

Mr. HAND, of Baker, reported a bill to reduce the bond of the sheriff of Baker county.

Also, a bill to alter and amend the oath of retail dealers in spirituous liquors.

Mr. MORRIS, of Franklin, reported a resolution relative to certain maps in the Surveyor General's office; which, on motion, was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The committee under said resolution on the part of the

House are Messrs. Morris, of Franklin, and Peebles, of Henry.

Mr. WATKINS, of Colquitt, reported a bill to change the line between the counties of Worth and Colquitt.

Mr. GREEN, of Cobb, reported a bill for the relief of Anderson Cook, of Cobb county.

Mr. HILL, of Fulton, reported a bill for the relief of certain persons described, and for other purposes.

Also, a bill to authorize the making of parties in certain cases therein mentioned.

Mr. HUDSON, of Harris, reported a bill to amend an act to extend the corporate limits of the town of Hamilton, Harris county, and to create and give additional powers to the corporate authorities of said town.

Mr. MITCHELL, of Gwinnett, reported a bill to alter and amend the 1377th section of this State.

Also, a bill to alter and amend the 635th section of the Code of Georgia.

Mr. FRASER, of Liberty, reported a bill to authorize James A. Stanfield, guardian of Allen R. Strickland, to settle with said Allen R. Strickland.

Mr. BAKER, of Lowndes, reported a bill to change the line between Lowndes and Echols.

Also, a bill to make valid the issuing of script in the county of Lowndes to build a jail.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to amend the charter of the Planters' Convention of the State of Georgia so far as to change the name thereof.

A bill to legalize the sale and conveyance of lands by Julia A. Burnside, administratrix on the estate of Thomas Burnside, late of Clayton county, deceased.

A bill to incorporate the stockholders of the Cartersville & Van Wert Railroad Company.

A bill to incorporate the People's Savings Bank of Georgia by a constitutional majority. Yeas, 27; nays, none.

The Senate have concurred in the following resolutions of the House of Representatives, to-wit:

A resolution in reference to Colonel Jared I. Whitaker, late Commissary General of the State.

A resolution returning the thanks of the General Assembly to the Rev. E. W. Warren, for the impressive and appropriate discourse pronounced by him on Thursday, the 22d instant.

Mr. DIXON, of Macon, reported a bill to compensate the



Ordinary of Macon county for administering the amnesty oath.

Mr. BUSH, of Miller, reported a bill to change the time of holding the County Court of Miller county.

Mr. RUSSELL, of Muscogee, reported a bill to extend the provisions of an act entitled an act to amend several acts now in force regulating the fees of magistrates and constables in this State so far as relates to the counties of Bibb, Richmond and Lee, and provide the mode of collecting the same, approved January 22d, 1852, so as to include the magistrates and constables of the county of Muscogee to provide for the collection of the same.

Also, a bill to authorize the marriage of Mary Ann Drakeford, and relieve her of all legal disabilities and penalties therefor.

Mr. MOSES, of Muscogee, reported a bill to authorize the Southern & Western Insurance Company of New Orleans to establish a branch in the State of Georgia.

Also, a bill to amend an act entitled an act to alter and amend the Penal Code, approved March 20th, 1866.

Also, a bill to amend section 3530 of the Code of Georgia.

Mr. STANFIELD, of Tattnall, reported a bill to authorize Redding Denmark, of the county of Tattnall, to practice medicine in said county and charge for the same.

Mr. SHAW, of Stewart, reported a bill to define the amount of resistance that shall justify a sheriff in taking life.

Mr. RUMPH, of Wayne, reported a bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved 17th March, 1866, etc.

Mr. WEAVER, of Clay, reported a bill to enlarge and add to the 4447th section of the Code of Georgia.

Mr. MORELL, of Effingham, reported a bill to remit the taxes of Effingham county to the Inferior Court of said county for the purpose of building a jail.

Mr. HILL, of Fulton, reported a bill to incorporate the Kellogg Gold Mining and Manufacturing Company.

Mr. MITCHELL, of Thomas, reported a bill to authorize the Justices of the Inferior Courts of Mitchell and Thomas counties to issue bonds for the purpose of taking stock in the Georgia & Florida Railroad.

Mr. BARNES, of Richmond, reported a bill to amend an act entitled an act to incorporate the Savings Bank of Augusta.

Also, a bill enabling married women to renounce their right to dower and twelve months' support in and from real estate mortgaged to loan and building associations.

Also, a bill to incorporate Washington Fire Company, No. 1, of the city of Augusta, and confer certain privileges upon the same.

Also, a bill to alter and amend second section of an act entitled an act incorporating the Trustees of Christ's Church, in the city of Augusta, and to change the name thereof to First Presbyterian Church of the city of Augusta, assented to December 29th, 1836.

Also, a bill to authorize the Governor to draw his warrant on the Treasurer in favor of William W. Montgomery, for certain purposes therein named.

Also, a bill to amend an act to incorporate the Augusta & Summerville Railroad Company, approved March 20th, 1866.

Mr. MOSES, of Muscogee, reported a bill to enable the city of Columbus to maintain a public school, and use the Female Academy lot and building for the same.

Also, a bill to add an additional section amendatory of the law relating to the establishment of lost papers.

Mr. RENDER, Chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to authorize and require the Judge of the Superior Court to enter a certain case therein named settled, upon certain conditions.

Mr. McRAE, of Jackson, reported a resolution requesting his Excellency to release R. W. Chaffin, who is now confined in the Penitentiary, which was referred to the Committee on Petitions.

Mr. PICKETT, of Webster, reported a resolution calling the attention of the Finance Committee to the payment of the salary of H. C. Wayne, Adjutant and Inspector General of the State of Georgia, which was adopted, and referred to the Committee on Finance.

Mr. BAKER, of Lowndes, offered a resolution fixing the day after which no new matter shall be introduced, etc., which was taken up, amended and adopted, and is as follows:

*Resolved*, That no new business shall be introduced into the House after next Wednesday, without the concurrence of two-thirds of the House.

Mr. JONES, from the Committee on Agriculture and Internal Improvement, submitted the following report:

The Committee on Agriculture and Internal Improvement have had under consideration the following bills, to-wit:

A bill to be entitled an act to incorporate the Pogue Shoals

Manufacturing [Company: and report the same back with the recommendation that it do pass.

Also, a bill to be entitled an act to extend the aid of the State to the extension of the Wills Valley Railroad, and for other purposes: and report the same back without recommendation.

Also, a bill to define the duties of persons owning adjoining lands: and report the same back with recommendation that it do not pass.

Also, a bill to be entitled an act to reorganize the fire department of the city of Savannah: and report the same back without recommendation.

Also, a memorial from the Cotton Planters' Convention of Georgia to the General Assembly, asking that it take efficient legislative action towards encouraging the immigration of foreign laborers and their settlement in Georgia, with a view to the development of her agricultural and mineral resources, and to supply operatives for manufactures of woolen and cotton goods and agricultural implements, and indeed every variety of manufactures: and recommend that five hundred copies of it be printed for the use of this House.

J. B. JONES,  
*Chairman.*

On motion of Mr. HOCKENHULL, a seat on the floor of the House was tendered the Hon. G. N. Lester, during his stay in the city.

On motion of Mr. EDGE, a seat on the floor of the House was tendered to the Hon. John P. King, during his stay in the city.

The House took up the report of the committee on the bill to authorize administrators to perfect titles to lands in certain cases, for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to protect factors and commission merchants and other parties in this State who may hereafter make advances in produce, bacon, or other articles necessary to a successful prosecution of the agricultural interest in this State, for which the committee had reported a substitute.

Mr. LAWSON, of Putnam, offered to amend the substitute by embracing laborers in the provisions of the bill, which was lost.

Mr. MORRIS, of Franklin, moved to amend the substitute as follows:

The provisions of this act shall extend to landlords who

furnish land, stock, provisions, etc., to their tenants, for the production of their crops.

Which amendment was agreed to.

Mr. BENNETT, of Brooks, offered a substitute for the original bill and substitute.

On motion of Mr. STEWART, of Spalding, the bill and substitute were indefinitely postponed.

The bill to provide for the payment of the salaries and pay of certain civil officers of this State, and for other purposes, was, on motion, indefinitely postponed.

Also, the reconsidered bill to make it a misdemeanor for any person to cut off the ears of hogs while slaughtering the same, was lost.

The bill defining the duties of persons owning adjoining lands was read the third time and lost.

Mr. McCOMB, of Baldwin, reported a bill to extend the aid of the State to the completion of the Macon & Augusta Railroad, and for other purposes.

On motion of Mr. MOSES, a seat on the floor of the House was tendered to General S. M. Sorrell.

Mr. RENDER, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts and resolutions, to-wit :

An act to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes.

A resolution that the thanks of the General Assembly are hereby tendered to the Rev. E. W. Warren, for the very appropriate and impressive discourse delivered by him on Thursday, 22d instant.

Also, a resolution tendering the thanks of the people of Georgia to Colonel Jared I. Whitaker, late Commissary General, for the faithful discharge of his official duties ; providing that his books, vouchers, papers, etc., be deposited in the Secretary of State's office ; that the State's property yet in his possession be sold under the direction of the Governor, and requiring the Comptroller General to examine and audit his accounts for office rent and other expenses, if found correct.

Mr. ADAMS, of Clarke, chairman of the Committee on Finance, reported a bill to provide for raising revenue for the political year 1867, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned.

Also, a bill to levy and collect a tax for the support of the government for the year 1867, and for other purposes.

The House took up the report of the committee on the bill to reorganize the fire department of the city of Savannah.

Mr. RUSSELL, of Chatham, offered a substitute for said bill.

Mr. GLENN, of Whitfield, moved to amend the second section of the substitute by striking out the words "before they govern," and inserting "of said fire department all which," and after the words "shall in," insert "all," which amendment prevailed.

The substitute offered by Mr. RUSSELL was received by the House in lieu of the original.

The report of the committee was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Hodges, of Butts, for a few days, on special business.

On motion, the House took a recess until 3 o'clock P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

The bill for the relief of James M. Anderson was read the second time and referred to the Committee on the Judiciary.

The bill for the relief of Pierce L. Lewis, a minor, was withdrawn.

The House took up the report of the committee on the bill to incorporate the Chestatee Fluming and Gold Mining Company.

Mr. HOWARD, of Lumpkin, moved to amend the report as follows :

The State reserves the right to tax the property of the corporation as other property.

Which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the third section of an act entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add fractional lots of land Nos. 224, 225 and 226, in 13th

district of originally Lee, to the county of Terrell, which was read the third time and passed.

The bill to amend the first section of an act authorizing the appointment of Vendue Masters, etc., was read the third time and lost.

The House took up the report of the committee on the bill to amend an act entitled an act for the relief of maimed indigent soldiers and officers, citizens of this State, who belonged to organizations in this State or Confederate States armies, approved the 12th March, 1866, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the laws of this State for the issuing of summons of garnishment, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend section 2519 of the Code of Georgia.

The report was amended, and as amended agreed to, the bill was read the third time and passed.

The bill for the relief of Seago, Palmer & Co., was laid on the table for the present.

The House took up the report of the committee on the bill to extend the aid of the State to the completion of the Wills Valley Railroad.

The report was agreed to, the bill was read the third time and on its passage the yeas and nays were required to be recorded, and resulted in yeas, 44; and nays, 73.

Those voting in the affirmative are Messrs.

Alexander,	Howard, of Bartow,	Pickett,
Atkinson,	Howard, of Lumpkin	Ragsdale,
Brown, of Houston,	Hockenhull,	Redwine,
Brock,	Johnston, of	Render,
Bulloch,	Forsyth,	Robson,
Cabaniss,	Kibbee,	Rogers,
Carter,	Martin,	Shaw,
Dart,	McCutchen,	Sims, of Bartow,
Dodson,	McRae,	Smith, of Clinch,
Dodds,	Morris, of Franklin,	Stallings,
Dorsey,	Mitchell, of Thomas,	Starr,
Fincannon,	Mitchell,	Stewart,
Glenn,	of Gwinnett,	Swearingen,
Green,	Moses,	Thomas,
Grogan,	Oates,	Weaver,
		White.

Those voting in the negative are Messrs.

Adams,	Hicks,	Quillian,
Asbury,	Hill,	Reese,
Barnes,	Hinton,	Robinson, of Laurens
Bennett,	Holliday,	Robertson, of
Boyd,	Humphreys,	Walton,
Brown, of Early,	Hughes, of Union,	Roundtree,
Bush,	Johnson, of Henry,	Rumph,
Burch,	Jones, J. B.,	Russell, of Chatham,
Candler,	of Burke,	Scandrett,
Colley,	Mallard,	Simms, of Newton,
Davenport,	McCullough,	Smith, of Hancock,
Dickson, of Walker,	McComb,	Stapleton,
Dixon, of Macon,	McDowell, of Pike,	Stanfield,
Durham,	McLendon,	Stanton,
DuBose,	McWhorter, of	Sumner,
Edge,	Greene,	Wall,
Ellington,	Mizell,	Watkins,
Evans,	Morell,	Wicker,
Fraser,	Morrow,	Willis,
French,	Montgomery,	Williams, of Bryan,
Gross,	Peebles,	Williams, of Bulloch,
Hand,	Peebles,	Wilkerson,
Harrison,	Pottle,	Woods, of Floyd,
Harlan,	Powell,	Woods, of Morgan,
		Womble.

Yeas, 44; Nays, 73. So the bill was lost.

Mr. MORRIS, of Franklin, submitted the following report:

The Committee on Petitions, to whom have been referred the petition of Thomas W Bolton, have had the same under consideration, and ask leave to refer the same back to the House without action, believing, as they do, that the subject is one over which this House cannot take action.

They have also had under consideration the petition of sundry citizens of Walton county recommending to Executive clemency Robert W Chaffin, convicted in the Superior Court of Walton county as accessory after the fact of larceny, and now confined in the Penitentiary, beg leave to report that they have had no facts or testimony before them by which they can base an opinion, but from the large number of petitioners praying his release, and from the former good character as represented therein of the said Chaffin, recommend his case favorably to the consideration of the House.

THOS. MORRIS, *Chairman.*

The bill to appropriate the State tax for the year 1867, in the counties in this State where the court house or court house and jail were destroyed during the late war, to enable the citizens of the said counties to rebuild the same, was read the third time and lost.

The House went into Committee of the Whole, Mr. McWHORTER, of Greene, in the chair, on the bill for the relief of H. G. J. Williams, and having spent some time therein the committee arose and reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The bill to amend the 2516th section of the Code of Georgia was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the town of Euharlee, in the county of Bartow, to appoint Commissioners for the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the 4249th and the 4250th paragraph of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize Amos E. Ward, guardian of Abner T. Ward, a minor, to pay over to said minor any legacy or other effects he may hold belonging to said minor, was read the third time and lost.

The House took up the report of the committee on the bill to incorporate the Pogue Shoals Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to provide a mode of furnishing transportation to maimed soldiers for traveling to and from their homes, to the place designated as the place to furnish said soldiers with an arm or a leg.

The report was agreed to, the bill was read the third time and passed.

The bill to confer upon Mrs. Rachel Shea, wife of Dennis Shea, of the city of Milledgeville, county of Baldwin, the powers and privileges of a *feme sole*, was withdrawn.

Also, the bill to amend the charter of the Cane Creek Hydraulic Hose Company, and the Etowah and Battle Branch Hydraulic Hose Mining Company, approved December 3d, 1859.

The bill to authorize the Justices of the Peace of this State to change the place of holding courts and election precincts in their respective districts, was laid on the table for the present.

The House went into Committee of the Whole, Mr. Tucker in the chair, on the bill to allow compensation to Dr. Johnson



Matthews for treating small pox in Gwinnett county, and, having spent some time therein, the committee arose and reported the same back to the House with amendments.

The report was agreed to, the bill was read the third time and lost.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

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TUESDAY, November 27th, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

On motion of Mr. BARNES, of Richmond, the House reconsidered so much of the Journal as relates to the passage of the bill to amend the act to regulate the relation of parent and child among persons of color.

On motion of Mr. WICKER, of Washington, the House reconsidered so much of the Journal as relates to the loss of the bill to extend the aid of the State to the completion of the Wills Valley Railroad.

Mr. SHAW, of Stewart, moved to reconsider so much of the Journal as relates to the loss of the bill to define the duties of persons owning adjoining lands: which motion was lost.

The House took up the special order, to-wit:

The report of the committee on the bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad.

Mr. STALLINGS, of Coweta, offered the following amendment:

Strike out of the first section the word "eight" wherever it occurs, and insert the word "ten;" strike out of the second section the word "twenty" and insert "fifty," and immediately after the words "in good running order," in the third section, insert "and equipped and continue endorsing until the said road is finished to the State line between Georgia and Alabama, and be it further provided that the bonds endorsed as aforesaid shall not be sold for less than ninety cents in the dollars;" which amendment was agreed to.

The report as amended was agreed to, the bill was read the third time, and, on its passage the yeas and nays were required to be recorded, and resulted in yeas 62, and nays 74.

Those voting in the affirmative are Messrs.

Alexander,	Howard, of L'mpkin,	Render,
Atkinson,	Hockenhull,	Robinson,
Baker,	Hughes, of Twiggs,	of Laurens,
Benson,	Johnston,	Robson,
Brown, of Houston,	of Forsyth,	Rogers,
Brock,	Kibbee,	Rump,
Bulloch,	Martin,	Russell, of Chatham,
Byington,	McDowell, of Heard,	Sale,
Cabaniss,	McDowell, of Pike,	Scandrett,
Cameron,	McDougald,	Shaw,
Candler,	McRae,	Smith, of Clinch,
Carter,	Morris,	Stallings,
Dart,	of Montgomery,	Starr,
Dodds,	Mitchell, of Thomas,	Stewart,
Dorsey,	Mitchell,	Swearingen,
Edge,	of Gwinnett,	Tench,
Fincannon,	Moses,	Thomas,
Glenn,	Moughon,	Tucker,
Green,	Pickett,	Weaver,
Hand,	Phillips,	White,
Hicks,	Ragsdale,	Williams,
Hill,	Redwine,	of Bulloch,
		Winningham.

Those voting in the negative are Messrs.

Adams,	Holliday,	Quillian,
Asbury,	Hudson,	Reese,
Barnes,	Humphreys,	Robertson,
Bennett,	Hughes, of Union,	of Walton,
Bragg,	Johnson, of Henry,	Roundtree,
Brown, of Early,	Johnson, of Wilcox,	Sharp,
Bush,	Jones, J. B.,	Shepard,
Burch,	of Burke,	Sims, of Bartow,
Byrd,	Lindsay,	Sims, of Newton,
Colley,	Mallard,	Smith, of Hancock,
Davenport,	McCullough,	Speer,
Dixon, of Macon,	McCutchen,	Stapleton,
Dickson, of Walker,	McComb,	Stanfield,
Dodson,	McLendon,	Stanton,
Durham,	McWhorter,	Sumner,
DuBose,	of Greene,	Umphrey,
Ellington,	McWhorter,	Usry,
Evans,	of Oglethorpe,	Wall,
Ford,	Mizell,	Watkins,
Fraser,	Morell,	Wicker,
French,	Morrow,	Willis,
Grogan,	Montgomery,	Williams, of Bryan,
Gross,	Peebles,	Wilkerson,
Harlan,	Peoples,	Woods, of Floyd,
Hargett,	Pottle,	Woods, of Morgan,
Hinton,	Powell,	Woodward.

Yeas, 62; nays, 74. So the bill was lost.

Leave of absence was granted to Messrs. Baker, of Lowndes, for a few days after Thursday next, and Mr. Johnson, of Wilcox, after to-day, on special business.

The House went into Committee of the Whole, Mr. BARNES in the chair, on the bill for the relief of Seago, Palmer & Co., and having spent some time therein, the committee arose and reported the same back to the House with amendments.

The report of the committee was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 85, and nays 49.

Those voting in the affirmative are Messrs.

Adams,	Humphreys,	Redwine,
Alexander,	Jones, J. B.,	Reese,
Asbury,	of Burke,	Robertson,
Barnes,	Kibbee,	of Walton,
Bennett,	Lawson,	Robson,
Brown, of Early,	Mallard,	Rogers,
Brown, of Houston,	McComb,	Roundtree,
Bulloch,	McDowell,	Russell, of Chatham,
Cabaniss,	of Heard,	Russell, of Muscogee,
Dart,	McDowell, of Pike,	Sale,
Dickson, of Walker,	McDougald,	Scandrett,
Dixon, of Macon,	McLendon,	Shaw,
Dodson,	McRae,	Shepard,
Durham,	Morell,	Sims, of Bartow,
DuBose,	Morris,	Simms, of Newton,
Fincannon,	of Montgomery,	Smith, of Hancock,
Fraser,	Morris, of Franklin,	Speer,
French,	Morrow,	Stapleton,
Green,	Mitchell, of Thomas,	Starr,
Grogan,	Mitchell,	Stewart,
Gross,	of Gwinnett,	Swann,
Harrison,	Moses,	Swearingen,
Harlan,	Moughon,	Thomas,
Hicks,	Oates,	Tucker,
Hill,	Peeples,	Weaver,
Holliday,	Phillips,	White,
Howard, of Bartow,	Pottle,	Willis,
Howard,	Powell,	Williams, of Bulloch,
of Lumpkin,	Quillian,	Wilkerson,
Hockenhill,	Ragsdale,	Winningham,
		Woods, of Morgan.

Those voting in the negative are Messrs.

Benson,	Bush,	Candler,
Boyd,	Burch,	Carter,
Bragg,	Byrd,	Colley,
Brock,	Cameron,	Davenport,

Ellington,	McCullough,	Sharp,
Evans,	McCutchen,	Smith, of Clinch,
Ford,	McWhorter,	Stallings,
Hand,	of Green,	Stanfield,
Hargett,	McWhorter,	Stanton,
Hinton,	of Oglethorpe,	Sumner,
Hudson,	Mizell,	Umphrey,
Hughes, of Twiggs,	Montgomery,	Usry,
Hughes, of Union,	Peebles,	Wall,
Johnston,	Pickett,	Watkins,
of Forsyth,	Render,	Williams, of Bryan,
Johnson, of Henry,	Robinson,	Woods, of Floyd,
Lindsay,	of Laurens,	Woodward.
Martin,	Rumph,	

Yeas, 85; nays, 49. So the bill was passed, and, on motion, was ordered to be sent forthwith to the Senate.

The House took up the reconsidered bill to amend the 3d section of an act to prescribe and regulate the relation of parent and child among free persons of color, etc., and for other purposes, approved 9th March, 1866.

Mr. BARNES, of Richmond, offered a substitute for said bill, which was received.

The report as amended, was agreed to, the bill was read the third time and passed.

The bill to extend the aid of the State to the completion of the Wills Valley Railroad, was laid on the table for the present.

## REPORT

*Of Special Joint Committee in reference to Digest presented by I. W. Avery.*

The joint committee, to whom was referred the matter of examining a Digest of the decisions of the Supreme Court, presented by I. W. Avery, have performed the duty thus imposed, and found the work an accurate digest compiled with great care and fidelity, and in a manner creditable to its author.

It comprises decisions in volumes from the 21st to 31st inclusive. The plan and arrangement is good and the book is one needed by, and must be useful and valuable to all interested in the decisions, and to such we confidently recommend it. All of which is respectfully submitted.

WM. T. VANDUZER,  
*Chairman.*

T. G. LAWSON,  
C. W. DuBOSE,  
JOHN O. GARTRELL.

The House took up the report of the committee on the bill to promote the agricultural interest in this State.

On motion of Mr. RUSSELL, of Muscogee, the bill was indefinitely postponed.

The House took up the report of the committee on the bill to amend the 3883d section of the Code, which on motion was referred to the Committee on the Judiciary.

The bill concerning the publication of citations was read the third time and lost.

The House took up the report of the committee on the bill to allow W. B. McHan to practice medicine and charge for the same, which, on motion, was laid on the table for the present.

The bill to grant certain privileges to James Q. Clarke, a minor, was laid on the table for the present.

Also, the bill to amend an act entitled an act for the relief of all persons who were *bona fide* soldiers of the army of the late Confederate States, for acts done or committed under an order or orders of any officer of the same, etc.

The House took up the report of the committee on the bill to amend the act incorporating the city of Americus, in the county of Sumter, etc.

Mr. SPEER offered an additional section as an amendment, which was agreed to.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Superior Court in the county of Macon, and to provide for the drawing of two panels of grand and petit jurors for said county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the Code in relation to the location, organization and management of the Academy for the Deaf and Dumb.

The report of the committee was agreed to, which being adverse to the same, the same was lost.

The House took up the report of the committee on the bill to authorize D. O. Osburn, of the county of Franklin, to practice medicine and charge for the same, for which, and several other bills on the same subject, the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time, and on its passage the ayes and noes were required to be recorded, and resulted in ayes 60, and noes 71.

Those voting in the affirmative are Messrs.

Adams,	Johnston, of	Robinson, of
Benson,	Forsyth,	Laurens,
Brock,	Johnson, of Henry,	Roundtree,
Bulloch,	Martin,	Russell, of
Burch,	McCullough,	Chatham,
Cameron,	McCutchen,	Sharp,
Dart,	McLendon,	Shaw,
Davenport,	McWhorter, of	Shepard,
Dickson, of Walker,	Greene,	Smith, of Clinch,
Durham,	McWhorter, of	Smith, of Hancock,
DuBose,	Oglethorpe,	Stanfield,
Fincannon,	Mizell,	Stanton,
Glenn,	Morell,	Swann,
Grogan,	Morris, of	Umphrey,
Gross,	Montgomery,	Wall,
Harrison,	Morris, of Franklin,	Watkins,
Harlan,	Montgomery,	Weaver,
Hargett,	Oates,	White,
Howard, of Bartow,	Pickett,	Williams, of Bryan,
Humphreys,	Quillian,	Williams, of
Hughes, of Twiggs,	Ragsdale,	Bulloch,
Hughes, of Union,	Render,	Winningham.

Those voting in the negative are Messrs.

Alexander,	Holliday,	Reese,
Asbury,	Howard, of	Robertson, of
Baker,	Lumpkin,	Walton,
Barnes,	Hockenhull,	Robson,
Bennett,	Hudson,	Rogers,
Boyd,	Jones, J. B., of	Rumph,
Bragg,	Burke,	Russell, of
Brown, of	Kibbee,	Muscogee,
Houston,	Lawson,	Sale,
Bush,	Lindsay,	Scandrett,
Byrd,	Mallard,	Sims, of Bartow,
Byington,	McDowell, of	Simms, of Newton,
Candler,	Heard,	Speer,
Colley,	McDowell, of Pike,	Stallings,
Dixon, of Macon,	McRae,	Stapleton,
Dodson,	Morrow,	Starr,
Dorsey,	Mitchell, of	Stewart,
Edge,	Thomas,	Swearingen,
Ellington,	Mitchell, of	Thomas,
Evans,	Gwinnett,	Tucker,
Ford,	Moses,	Usry,
Fraser,	Peebles,	Willis,
French,	Peeples,	Wilkerson,
Green,	Phillips,	Woods, of Floyd,
Hand,	Pottle,	Woods, of
Hicks,	Powell,	Morgan,
Hill,	Redwine,	Woodward.

Yeas, 60; nays, 71. So the bill was lost.

The Committee on Agriculture and Internal Improvement have had under consideration—

“A bill to be entitled an act to define the rights of persons owning landings or timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same.”

And report the same back with recommendation that it do pass.

J. B. JONES, *Chairman*.

The Committee on New Counties and County Lines submitted the following report :

*Mr. Speaker :* The Committee on New Counties and County Lines have acted upon the following bills referred to them, to-wit :

A bill to change the line between the counties of Heard and Carroll : and I am instructed to report the same back to the House with a recommendation that it do pass.

A bill to change the line between the counties of Catoosa and Walker : and I am instructed to report the same back with a recommendation that it do pass.

A bill to change the line between the counties of Quitman and Stewart : and the committee recommend the same do pass.

A bill to change the line between the counties of Sumter and Macon : and the committee recommend the same do pass.

Also, a Senate bill to change the line between the counties of Cherokee and Pickens : I am instructed to report the same back with a recommendation that it do not pass.

A Senate bill to change the line between the counties of Twiggs and Wilkerson : the committee recommend the same do not pass.

Respectfully submitted,

R. L. McWHORTER, *Chairman*.

Mr. BARNES, from the Committee on Banks, submitted the following report :

The Committee on Banks have considered the following bills referred to them, and, after consideration, recommend the passage of the following :

A bill to be entitled an act to incorporate the Savings Bank of Lumpkin.

A bill to be entitled an act to amend an act incorporating The Southern Insurance and Trust Company.

A bill to be entitled an act to incorporate the Fulton Savings Bank.

A bill to be entitled an act to incorporate the Atlanta Depository.

They have also considered a bill to be entitled an act to

incorporate an insurance company in the city of Bainbridge, to be called the National Insurance Company: which they recommend do pass with an amendment herewith submitted.

And they have also considered a bill to authorize the corporation of Houston Factory to issue change bills, to run for the space of ten years: which they recommend do not pass.

GEO. T. BARNES, *Chairman*.

On motion of Mr. JOHNSTON, of Forsyth, the House took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House met pursuant to adjournment.

Leave of absence was granted to Mr. Peebles, of Henry, and also to Mr. Hodges, of the county of Butts, for a few days, on special business.

On motion, the rules were suspended, and the House took up the report of the committee on the bill of the Senate to facilitate the sale of real estate in Georgia, and to encourage emigration thereto.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 76 and nays 50.

Those voting in the affirmative are Messrs.

Atkinson,	Green,	Morell,
Baker,	Grogan,	Morris, of
Barnes,	Gross,	Franklin,
Bennett,	Hand,	Morrow,
Bragg,	Harrison,	Mitchell, of
Brown, of Early,	Hicks,	Thomas,
Brock,	Hill,	Moses,
Byington,	Hockenhull,	Oates,
Cabaniss,	Hughes, of Twiggs,	Pickett,
Colley,	Jones, J. B., of	Phillips,
Dart,	Burke,	Powell,
Davenport,	Lawson,	Redwine,
Dickson, of Walker,	Martin,	Render,
Dixon, of Macon,	McCullough,	Robson,
Dodson,	McComb,	Roundtree,
Dodds,	McDowell, of	Russell, of
Durham,	Heard,	Chatham,
Edge,	McDowell, of Pike,	Sale,
Evans,	McWhorter, of	Scandrett,
Fraser,	Greene,	Shaw,
French,	McWhorter, of	Smith, of Clinch,
Glenn,	Oglethorpe,	Smith, of Hancock,



Stanfield,	Thomas,	Williams, of
Starr,	Tucker,	Bulloch,
Stewart,	Watkins,	Wilkerson,
Swann,	White,	Winningham.
Swearingen,	Wicker,	Woodward,
Tench,	Williams, of Bryan,	Womble.

Those voting in the negative are Messrs.

Asbury,	Howard, of	Ragsdale,
Benson,	Lumpkin,	Reese,
Boyd,	Humphreys,	Robertson, of
Brown, of Houston,	Hughes, of Union,	Walton,
Bulloch,	Johnston, of	Rumph,
Bush,	Forsyth,	Sharp,
Burch,	Johnson, of Henry,	Sims, of Bartow,
Byrd,	Mallard,	Simms, of Newton,
Candler,	McCutchen,	Stallings,
Dorsey,	McLendon,	Stapleton,
DuBose,	McRae,	Stanton,
Ellington,	Mizell,	Sumner,
Fincannon,	Mitchell, of	Umphrey,
Harlan,	Gwinnett,	Usry,
Hargett,	Montgomery,	Wall,
Hinton,	Peeples,	Weaver,
Holliday,	Pottle,	Woods, of Floyd.
Howard, of Bartow,	Quillian.	Woods, of Morgan.

Yeas, 76; nays, 50. So the bill was passed.

The House took up the report of the committee on the bill of the Senate in relation to jurors, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the relief of Nancy A. E. Baldwin, of Stewart county, Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the law in regard to effecting service of bills in equity, to marshal the assets of the estates of deceased persons.

The report was amended, and as amended agreed to; the bill was read the third time and passed.

The Senate bill to amend section 3401 of the Code was read the third time and lost.

The House took up the report of the committee on the Senate bill to enable the Justices of the Inferior Court of the several counties in this State to raise a fund sufficient to build their court houses and jails, where they have been destroyed by the Federal army, or from other causes, and for levying an extra tax to meet the payment of the same.

The report of the committee was agreed to, the bill was read the third time, and passed.

The Senate bill for the relief of Albert Fields, of the county of Dougherty, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty county, was read the third time and lost.

The House took up the report of the committee on the bill of the Senate to incorporate the Lumpkin Porcelain Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the Savings Bank of Lumpkin.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 100 and nays 6.

Those voting in the affirmative are Messrs.

Asbury,	Hill,	Moses,
Baker,	Holliday,	Oates,
Barnes,	Howard, of	Peeples,
Boyd,	Lumpkin,	Pickett,
Bragg,	Hockenhull,	Phillips,
Brown, of Houston,	Hudson,	Pottle,
Brock,	Humphreys,	Powell,
Bulloch,	Hughes, of Twiggs,	Quillian,
Byington,	Hughes, of Union,	Ragsdale,
Cameron,	Johnston, of	Redwine,
Candler,	Forsyth,	Reese,
Colley,	Johnson, of Henry,	Render,
Dart,	Lindsay,	Robinson, of
Davenport,	Mallard,	Laurens,
Dickson, of Walker,	Martin,	Rogers,
Dixon, of Macon,	McCullough,	Rumph,
Dodson,	McCutchen,	Russell, of Chatham,
Dorsey,	McComb,	Sale,
Durham,	McDowell, of Heard,	Shaw,
DuBose,	McDowell, of Pike,	Shepard,
Edge,	McLendon,	Sims, of Bartow,
Fincannon,	McWhorter, of	Simms, of Newton,
Ford,	Oglethorpe,	Smith, of Clinch,
Fraser,	Morell,	Speer,
Glenn,	Morris, of	Stallings,
Green,	Montgomery,	Stapleton,
Grogan,	Morrow,	Stanfield,
Gross,	Mitchell, of	Stanton,
Hand,	Thomas,	Sumner,
Harrison,	Mitchell, of	Swearingen,
Harlan,	Gwinnett,	Thomas,
Hargett,	Montgomery,	Tucker,

Wall,	Willis,	Wilkerson,
White,	Williams, of Bryan,	Winningham,
Wicker,	Williams, of Bulloch,	Woods, of Floyd,
Woodward,	Womble.	

Those voting in the negative are Messrs.

Brown, of Early,	Hicks,	Umphrey,
Ellington,	Mizell,	Watkins.

Yeas 100 ; nays 6. So the bill was passed by a constitutional majority.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

WEDNESDAY, November 28th, 1866.

9½ o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Rev. Mr. Weaver.

On motion of Mr. POTTLE, the House reconsidered so much of the Journal as relates to the loss of the bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad.

On motion of Mr. MORRIS, of Franklin, the House reconsidered so much of the Journal as relates to the loss of the bill to authorize physicians who have been in the practice four years, to practice medicine and charge for the same.

On motion of Mr. HAND, of Baker, the House reconsidered so much of the Journal as relates to the loss of the Senate bill for the relief of Albert Fields, of Dougherty county, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty county.

Mr. GLENN, of Whitfield, offered a resolution requesting a roll of officers and soldiers from Georgia who were in the late war, and that said roll be published in book form.

Also, a bill to repeal the charter of the Southern Express Company.

Also, a resolution requesting the local agents on the Western & Atlantic Railroad to be put on the same footing, as to pay, as all other officers of said Road, and that no distinction shall be made against them.

Also, a resolution directing the Superintendent of the Western & Atlantic Railroad to enquire into alleged grievances of wood contractors and others along the line of said Road.

Mr. FRENCH, of Schley, reported a bill to repeal an act entitled an act to add lot of land No. 46 in the 30th district of originally Lee, now Schley, to the county of Sumter, assented to April 13th, 1863.

Mr. DAVENPORT, of Oglethorpe, reported a bill to authorize Paris Pace, jr., to peddle in the county of Oglethorpe.

Mr. LAWSON, of Putnam, reported a resolution requesting Congress to pass a general bankrupt law.

Mr. DAVENPORT, of Oglethorpe, reported a bill to suspend the duties of sheriffs, bailiffs, coroners and all other collecting officers in this State, in certain cases.

Mr. STEWART, of Spalding, reported a bill to amend the laws of this State in appointing commissioners and setting apart a twelve months' support to widows and children of this State.

Also, a bill to change the times of holding the semi-annual terms of the County Court of the county of Spalding.

Also, a bill to incorporate the Flat Shoals Manufacturing Company in the counties of Meriwether and Pike.

Mr. BYRD, of Mitchell, reported a bill to alter and amend paragraph 4446 of the Penal Code.

Mr. McDOWELL, of Pike, reported a bill to authorize administrators, guardians, executors and all persons acting in a fiduciary capacity to compromise doubtful debts belonging to such estates, etc.

Mr. TUCKER, of Meriwether reported a bill to compensate election clerks in Meriwether county.

Also, a bill to increase sheriffs' fees for summoning jurors.

Mr. HUMPHRIES, of Lincoln, reported a bill to amend section 3621 of the Code of Georgia.

Mr. LINDSAY, of Lee, reported a bill to change the time of holding the Superior Court of Lee county.

Mr. LINDSAY also reported a bill to make it a misdemeanor to hunt with fire arms on the Sabbath day in Lee county in this State.

Mr. BAYNES, of Jasper, reported a bill to straighten and change the county line between Jasper and Putnam counties.

Also, a bill to change the law in relation to interest on money.

Mr. SMITH, of Hancock, reported a bill authorizing the arrest by the Marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, all persons violating the laws passed by the commissioners of said village against drunkenness or other gross immoral conduct.

Also, a bill to alter and amend an act to incorporate Wash-

ington Institute, a high school organized by the association of Baptist churches, and located in Hancock county, and incorporate trustees for the same, and to change the name of the village of Baffald in said county, and for other purposes, assented to December 12th, 1858.

Mr. McWHORTER, of Greene, reported a bill to amend an act entitled an act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866.

Mr. HARLAN, of Gordon, reported a bill to provide for establishing certain lost papers and wills.

Mr. KIBBEE, of Pulaski, reported a bill to organize a new judicial circuit, to be called the Oconee Circuit, and for other purposes.

Mr. STARR, of White, reported a bill to be entitled an act to amend an act entitled an act to amend an act to incorporate the Habersham and Union Turnpike Company, and to grant certain privileges to the same, and for other purposes therein mentioned.

Mr. CAMERON, of Telfair, reported a bill to be entitled an act to repeal an act to organize a County Court in the several counties of this State, so far as relates to the county of Telfair.

Mr. HUGHES, of Twiggs, reported a bill for the relief of Dr. E. M. Newman, of Twiggs county.

Mr. POTTLE, of Warren, reported a bill to be entitled an act to incorporate the Buena Vista Manufacturing Company, in the county of Baldwin.

Mr. HUGHES, of Union, reported a bill to be entitled an act to change the time of holding the monthly sessions of the County Court in the counties of Gilmer, Union and Towns.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have concurred in the following resolutions of the House of Representatives, to-wit :

A resolution appointing a joint committee to examine certain district maps in the office of the Surveyor General.

The committee on the part of the Senate consists of Mr. Vanduzer.

A resolution for the relief of soldiers maimed in the State or Confederate service.

The Senate have also agreed to a joint resolution to secure a prompt distribution of the Laws and Journals of the General Assembly, in which they invite the concurrence of the House of Representatives.

All of which I have been instructed to transmit forthwith to this branch of the General Assembly.

Mr. DART, of Glynn, reported a bill for the relief of James Houston, of the county of Glynn.

Mr. USRY, of Glasscock, reported a bill to change the time of holding the County Court of Glasscock county.

Mr. HILL, of Fulton, reported a bill to incorporate the Atlanta Mining and Loan Company.

Also, a bill to change the name of the Coweta Circuit to the Atlanta Circuit, and to reorganize the same, and for other purposes.

Mr. JOHNSTON, of Forsyth, reported a bill for the relief of certain named soldiers.

Mr. THOMAS, of Floyd, reported a bill for the protection of the people of Georgia against horse thieves.

Mr. CARTER, of Echols, reported a bill to authorize the Inferior Court of Echols county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

Mr. WINNINGHAM, of DeKalb, reported a bill to authorize and make it the duty of the Governor to purchase a site for a State Penitentiary.

Mr. ADAMS, of Clarke, reported a bill for the relief of Susan J. Taylor, wife of Richard S. Taylor, of Clarke county.

Mr. SWEARINGEN, of Decatur, reported a bill to incorporate the town of Altapulgus in the county of Decatur, and to provide for the election of Commissioners for the same.

Mr. McDUGALD, of Chattahoochee, reported a bill to appropriate money to pay Dr. Thomas A. Rains for professional services in attending to small pox cases in the county of Chattahoochee.

Also, a bill to increase the fees of jailors for dieting prisoners in the county of Chattahoochee.

Mr. HARRISON, of Chatham, reported a bill to authorize the City Council of Savannah to lay down carriage railways in the streets of Savannah, and to operate and work the same either directly for the corporation of Savannah, or by contract or agreement with other persons, and for other purposes, etc.

Mr. SMITH, of Clinch, reported a bill to regulate the payment and collection of jury fees in Clinch county.

Mr. HARDEMAN, of Bibb, reported a bill to incorporate the Gas Light Company in the city of Macon, and for other purposes.

Mr. HOWARD, of Bartow, reported a bill to incorporate the Bartow Foundry and Manufacturing Company.

Mr. HARDEMAN, of Bibb, offered a resolution restricting

the Macon & Brunswick Railroad Company as to the amount their bonds endorsed by the State may be sold for.

On motion, the rule was suspended, and said resolution taken up, adopted, and ordered to be sent forthwith to the Senate.

Mr. McLENDON, from the committee to whom was referred a certain bill, submitted the following report :

*Mr. Speaker :* The committee to whom was referred the bill entitled an act for the relief of securities, etc., have had the same under consideration, and beg leave to report the same back without recommendation.

(Signed)

J. A. McLENDON,  
*Chairman.*

Mr. McCOMB, of Baldwin, reported a bill to compensate the principal and assistant keeper of the Penitentiary for extra services in keeping the chain gang.

Also, a bill for the relief of Joseph Miller, of Baldwin county.

Mr. HAND, of Baker, reported a bill to change the line between the counties of Baker and Early.

Also, a bill to raise an educational fund for the colored people of this State.

Also, a bill to consolidate the offices of Treasurer and Steward of the Lunatic Asylum, and to define the duties of said officer.

Mr. MOSES, chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act concerning the advertisement of sheriff sales. Recommend it do pass.

Also, a bill to be entitled an act to regulate the building of fish traps in the Withlachoche river. Recommend it do pass.

Also, a bill to be entitled an act to define and regulate the laws in regard to the allowance for the twelve months support for widows and children. Recommend it do pass.

Also, a bill to be entitled an act to declare in full force, an act to incorporate the town of Dahlonega, in the county of Lumpkin, assented to December 11th, 1858, and an act amendatory thereof, assented to December 10th, 1859, and for other purposes. Recommend it do pass.

Also, a bill to be entitled an act to authorize bailiffs to summon grand and petit jurors in certain cases, and for other purposes. Recommend it do pass.

Also, a bill to be entitled an act to amend the 2133d section of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to alter and amend section 1578th and 1579th paragraph of the Code of Georgia. The committee recommend it do pass as amended.

Also, a bill to be entitled an act to confer on the Justices of the Inferior Court of the several counties of this State the power to fix the fees of jailors for dieting prisoners. Recommend it do pass as amended.

Also, a bill to be entitled an act to amend the 1669th paragraph, part 2d, title 2d, chapter 1st, article 1st, section 2d of the revised Code of Georgia. The committee recommend this bill do pass as amended.

Also, a bill to be entitled an act to legalize the sale of the personal property of the estate of Joseph Bohannon, late of Coweta county, by Tollison Kirby, administrator, with the will annexed, of said Joseph Bohannon, and to authorize said administrator to sell the lands belonging to said estate. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend section 4112 of the Code of Georgia, and to add an additional clause thereto. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Nancy E. Hancock. Recommend it do not pass.

Also, a bill to be entitled an act declaratory of the law in relation to insolvent intestate estates, etc. Recommend it do not pass.

Also, a bill to be entitled an act to authorize Anzy Caroline Crossman, wife of William H. Crossman, of the county of Stewart, to receive and receipt for any property she is now or may hereafter be entitled to by inheritance or otherwise, and to authorize her to carry on business on her own account, as if she were a *feme sole*. Recommend it do not pass.

Also, a bill to be entitled an act to simplify and harmonize proceedings in the filing and service of legal papers. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend section 1815 of the revised Code. The committee report a substitute which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to repeal the 12th section of an act, approved 3d March, 1866, and entitled an act to levy and collect a tax for the support of the Government for the year 1866, and for other purposes.

The committee report it back with the recommendation that it be referred to the Committee on Finance.

Also, a bill to be entitled an act to require persons who have free persons of color, liable to pay poll tax, in their employ, on the 1st day of April of any year, to give in the



same to the Tax Receiver of their county, and to make the employer responsible for the payment of the same.

The committee recommend it be referred to the Finance Committee.

Also, a bill to be entitled an act to regulate the rates of passage and freight over the various railroads in this State.

The committee recommend it be referred to the Committee on Internal Improvements.

Also, a bill to be entitled an act to authorize the Justices of the Inferior Court of Habersham county, to levy a tax upon land for the benefit of the Soldiers' Association, to provide for the collection of the same, and for other purposes.

The committee report it back without recommendation.

Also, a bill to be entitled an act to define the liability of debtors in certain cases. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of the people of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to stop the law in all civil cases in the State of Georgia until the 1st day of January, 1868. Recommend it do not pass.

Also, a bill to be entitled an act to amend the Stay Law of 1866 so as to allow purchasers of property from non-resident debtors the right to pay the one-fourth of the debt on demand upon judgment obtained against such property. Recommend it do not pass.

Also, a bill to be entitled an act to alter and change an act passed on the 6th March, 1866, known as the Stay Law. Recommend it do not pass.

Also, a bill to be entitled an act to extend the time now provided by law for the collection of notes, bonds, bills and accounts and other liquidated demands in the State of Georgia, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to amend the second section of an act entitled an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances and within a limited period, passed March 6th, 1866, over the veto of the Governor: recommend it do not pass.

Also, a bill to be entitled an act to repeal the first section of the Stay Law of 1866, and to enact certain other sections inducing creditors to release the interest due on their claims, etc.: recommend it do not pass.

Also, a bill to be entitled an act allowing executors and administrators, of other States and Territories of the United States, to qualify and act as such executors and administrators in this State in certain cases: the committee report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act for the relief of the people of Georgia, and to prevent the levy and sale of property for a limited period, and to regulate the issuing of process from the various courts of this State, and to repeal an act passed by the General Assembly, known as the relief bill, passed over the Governor's veto, in the House, March 6th, 1866, and in the Senate March 8th, 1866: the committee report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act for the relief of Frederick Cox and Harrison Rogers: recommend it do pass.

Also, a bill to be entitled an act to amend an act entitled an act to define and regulate court contracts and prescribe the manner of enforcing the same in the County Courts, approved March 17th, 1866: recommend it do not pass.

Also, a bill to be entitled an act to prohibit servants engaged in agriculture from selling or disposing of any agricultural product without the written permit of the employer, etc.: recommend it do not pass.

Also, a bill to be entitled an act for the relief of G. W. Puckett, of the county of Cherokee: recommend it do not pass.

Also, a bill to be entitled an act to amend the penal laws of this State: recommend it do pass as amended.

R. J. MOSES,

*Chairman Judiciary Committee.*

Mr. MOSES, Chairman of the Committee on the Judiciary, made the following report

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit:

A bill to be entitled an act to change the time of holding the Superior Courts of the county of Spalding, and for other purposes therein named: recommend that it do pass.

Also, Senate bill entitled an act to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property, and within a limited period, passed 8th March, 1866: committee recommend a substitute.

R. J. MOSES,

*Chairman Judiciary Committee.*

Mr. STARR, of White, reported a bill to extend the benefits of an act to prevent the spread of small pox in this State, etc.

Mr. SCANDRETT, of Taylor, reported a bill to change the time of advertising administrators' sales.

Mr. REDWINE, of Fayette, reported a bill to change the time of holding the Superior Court of Fayette county.

Mr. PHILLIPS, of Habersham, reported a bill requesting the Governor to appoint a committee of physicians for certain purposes, which was read and adopted.

Mr. MORRIS, of Franklin, offered a resolution in relation to Welborn's Pamphlet of Public Laws, which, on motion, was taken up, read and adopted.

On motion of Mr. McDOWELL, of Pike, a seat on the floor of the House was tendered to Hon. E. G. Cabaniss during his stay in the city.

Mr. MOSES, of Muscogee, reported a resolution to print two hundred copies of the bill for the relief of the people of Georgia, and to prevent levy and sale of property under certain circumstances, which was read and adopted.

The resolution from the Senate in reference to the appointment of a committee to examine and report upon a revised code to be prepared by Samuel C. Elam, was read and adopted.

The committee appointed under said resolution, on the part of the House, are Messrs. Pottle, Moses and Lawson.

Mr. BYRD, of Mitchell, reported a bill to amend the laws in relation to the establishment of lost deeds.

Mr. HILL, of Fulton, reported a memorial from B. B. Amos, which was referred to the Committee on Finance.

Mr. REESE, from the Committee on Public Printing, submitted the following report:

The Committee on Public Printing have had under consideration the following named bills, to-wit:

A bill to be entitled an act to change the mode of selecting State Printer, and to repeal 940th, 941st and 957th sections of the Code, and alter and amend section 944th.

Also, an act entitled an act to alter and amend sections 954th and 971st of the Code of Georgia.

The committee return said bills without recommendation.

Respectfully submitted,

W. J. REESE, *Chairman*.

Mr. ADAMS, chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act to legalize the acts of the Justices of the Inferior Court of Pickens county: which they recommend do pass.

Also, a bill to be entitled an act to authorize the Governor to draw his warrant on the Treasury, in favor of A. C. Holt, for the last quarter's salary of the Hon. W. W. Holt, as Judge of the Middle Judicial Circuit: which they recommend do pass.

F. W. ADAMS, *Chairman*.

Mr. DuBOSE, from the Committee on Public Education, submitted the following report:

The Committee on Public Education have had before them a bill to authorize the trustees of Clayton High School to raise a sum of money therein named by lottery, for the sole purpose of building a suitable edifice for the use of said school, and direct me to report the same back to the House with a recommendation that it do not pass.

(Signed) C. W. DuBOSE, *Chairman*.

Mr. RENDER, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act for the relief of Nancy A. E. Baldwin, of Stewart county, Georgia.

An act to incorporate the Lumpkin Porcelain Manufacturing Company.

An act to enable the Justices of the Inferior Court of the several counties in the State of Georgia to raise a fund sufficient to build their court houses and jails, where they have been destroyed by the Federal army, or from other causes, and for levying an extra tax to meet the payment of the same.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, which I am instructed to communicate forthwith to the House of Representatives, to-wit:

A bill in relation to juries.

A bill to incorporate the Savings Bank of Lumpkin.

A bill to facilitate the sale of real estate in Georgia, and to encourage immigration thereto.

The Senate have disagreed to the amendments of the House of Representatives to the bill of the Senate—

To amend the law in regard to effecting service of bills in equity to marshal the assets of estates of deceased persons.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Mr. DORSEY, of Hall, reported a bill to incorporate the Gainesville & Dahlonega Railroad Company, and for other purposes.

Leave of absence was granted to Mr. Williams, of Bulloch; Mr. Weaver, of Clay; Mr. Powell, of Decatur; Mr. Robson, of Washington, and Mr. Speer, of Sumter, on special business.

The House took up the resolution requesting his Excellency, the Governor, to release R. W. Chaffin, a convict now confined in the Penitentiary, which was read and adopted.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, *pro tem.*, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolutions, to-wit:

Resolution relative to district maps in the Surveyor General's office.

Also, a resolution for the relief of soldiers maimed in the State or Confederate States service, and now resident in this State.

The House took up the report of the committee on the bill to change the times of holding the Superior Courts of Spalding county.

The report was agreed to, the bill was read the third time and passed.

The bill to amend sections 1578 and 1579 of the Code of Georgia was read the third time and passed.

The bill to repeal the 12th section of an act, approved March 3d, 1866, entitled an act to levy and collect a tax for the support of the government for the year 1866, and for other purposes, was referred to the Committee on Finance.

The bill to change the mode of electing State Printer, and for other purposes, was indefinitely postponed.

The bill to alter and amend section 4112 of the Code of Georgia, and to add an additional section thereto, was read the third time and lost.

The bill to prohibit servants engaged in agriculture from selling or disposing of any agricultural products, without the written permit of the employer, etc., was read the third time and lost.

The bill to regulate the rates of passage and freight over the various railroads in this State, was referred to the Committee on Agriculture.

The Senate bill to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property within a limited period, passed 8th March, 1866, was made the special order for Friday next.

Also, the bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad.

The bill to define the rights of persons owning landings or

timber yards upon water courses in this State, to fix the rate of charges, and to authorize the collection of the same, was withdrawn.

The House took up the report of the committee on the bill to legalize the acts of the Justices of the Inferior Court of Pickens county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize physicians in this State who have been in the regular practice for four years previous to the passage of this act, to practice medicine in its various branches, and to charge and collect for the same.

The report was amended on motion of Mr. MORRIS, of Franklin.

Mr. STARR, of White, moved the indefinite postponement of the bill, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 95 and nays 35.

Those voting in the affirmative are Messrs.

Alexander,	Fraser,	McRae,
Asbury,	French,	McWhorter, of
Atkinson,	Gibson,	Greene,
Baker,	Glenn,	McWhorter, of
Barnes,	Green,	Oglethorpe,
Bennett,	Grogan,	Morrow,
Boyd,	Hand,	Mitchell, of
Bragg,	Hicks,	Thomas,
Brown, of Early,	Hill,	Mitchell, of
Brown, of	Hinton,	Gwinnett
Houston,	Holliday,	Moses,
Bush,	Howard, of	Moughon,
Burch;	Lumpkin,	Peoples,
Byrd,	Hockenhull,	Phillips,
Byington,	Hudson,	Pottle,
Cabaniss,	Humphreys,	Powell,
Candler,	Hughes, of Twiggs,	Quillian,
Colley,	Hughes, of Union,	Ragsdale,
Davenport,	Johnston, of	Redwine,
Dixon, of Macon,	Forsyth,	Reese,
Dodson,	Jones, J. B., of	Ridley,
Dodds,	Burke,	Robertson, of
Dorsey,	Lawson,	Walton,
Durham,	Maddox, of Fulton,	Rogers,
DuBose,	Mallard,	Rumph,
Edge,	McCullough,	Russell, of
Ellington,	McCutchen,	Muscogee,
Evans,	McComb,	Sale,
Fincannon,	McDowell, of Pike,	Scandrett,
Ford,	McDougald,	Sims, of Bartow,

Simms, of Newton,	Tench,	Winningham,
Smith, of Hancock,	Thomas,	Woods, of Floyd,
Stallings,	Tucker,	Woods, of
Stapleton,	Usry,	Morgan,
Starr,	Wicker,	Woodward,
Stewart,	Willis,	Womble.
Sumner,	Wilkerson,	

Those voting in the negative are Messrs.

Baynes,	Johnson, of Henry,	Russell, of
Benson,	Martin,	Chatham,
Brock,	McDowell, of	Sharp,
Bulloch,	Heard,	Shaw,
Cameron,	Mizell,	Smith, of Clinch,
Dart,	Morell,	Stanfield,
Dickson, of Walker,	Morris, of	Stanton,
Gross,	Montgomery,	Umphrey,
Harrison,	Morris, of Franklin,	Wall,
Harden,	Montgomery,	Watkins,
Harlan,	Oates,	White,
Hargett,	Pickett,	Williams, of Bryan,
Howard, of Bartow,	Robinson, of	
	Laurens,	

Yeas, 98; nays, 35. So the motion prevailed.

Mr. DuBOSE, of Hancock, moved that the House adjourn until 9½ o'clock Friday morning next, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 68 and nays 52.

Those voting in the affirmative are Messrs.

Asbury,	Hargett,	Peeples,
Baker,	Hill,	Pottle,
Boyd,	Holliday,	Quillian,
Bragg,	Hudson,	Ragsdale,
Bulloch,	Humphreys,	Redwine,
Bush,	Hughes, of Twiggs,	Ridley,
Burch,	Hughes, of Union,	Rogers,
Byrd,	Johnston,	Roundtree,
Cameron,	of Forsyth,	Sale,
Colley,	Johnson, of Henry,	Shepard,
Dart,	Jones, J. B.,	Sims, of Newton,
Dodds,	of Burke,	Smith, of Clinch,
Dorsey,	McCullough,	Smith, of Hancock,
Durham,	McCutchen,	Starr,
DuBose,	McDowell, of Heard,	Stanton,
Edge,	McDowell, of Pike,	Stewart,
Ellington,	McLendon,	Sumner,
Evans,	McWhorter,	Watkins,
Fincannon,	of Oglethorpe,	White,
Ford,	Morell,	Wilkerson,
Gibson,	Morrow,	Winningham,
Green,	Mitchell, of Thomas,	Woods, of Morgan,
Hand,	Montgomery,	Woodward.
Harden,	Moughon,	

Those voting in the negative are Messrs.

Alexander,	Hicks,	Pickett,
Atkinson,	Howard, of Bartow,	Phillips,
Barnes,	Howard, of Lumpkin,	Reese,
Baynes,	Hockenhull,	Rumph,
Bennett,	Lawson,	Russell, of Chatham,
Brown, of Early,	Maddox, of Fulton,	Scandrett,
Brown, of Houston,	Mallard,	Shaw,
Brock,	Martin,	Sims, of Bartow,
Candler,	McWhorter,	Stallings,
Davenport,	of Greene,	Stapleton,
Dickson, of Walker,	Mizell,	Stanfield,
Dixon, of Macon,	Morris,	Swann,
Dodson,	of Montgomery,	Thomas,
Fraser,	Morris, of Franklin,	Usry,
French,	Mitchell,	Wall,
Grogan,	of Gwinnett,	Willis,
Gross,	Moses,	Williams, of Bryan,
Harrison,	Oates,	Woods, of Floyd.
Harlan,		

Yeas, 68 ; nays 52.

On motion, the House adjourned until Friday next, 9½ o'clock, A. M.

FRIDAY, November 30th, 1866,

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. McCrae.

Mr. BULLOCH, of Talbot, moved the reconsideration of the action of the House on the bill to alter and amend the 4112th section of the Code of Georgia, and to add an additional clause thereto, which motion prevailed.

On motion of Mr. HARDEMAN, of Bibb, the rule was suspended, when he introduced a resolution expressive of sympathy for Mr. Jefferson Davis, which was taken up and unanimously adopted, and ordered to be sent forthwith to the Senate.

Mr. GROSS, of Screven, reported a bill to incorporate the town of Bascom, in the county of Screven, to appoint commissioners for the same, and for other purposes.

Mr. DODDS, of Polk, reported a bill to consolidate the offices of sheriff and special bailiff for Polk county.

Mr. RUSSELL, of Muscogee, reported a bill to relieve



Helen Laphan, formerly Helen Chaffin, from the legal disability to contract the marriage relations.

Mr. MITCHELL, of Thomas, reported a bill to alter and fix the times of holding the Superior Courts of the counties of Colquitt, Lowndes, Brooks and Thomas.

Mr. LAWSON, of Putnam, reported a bill to give the consent of the State of Georgia to certain purchases made by the United States, and for other purposes.

Mr. ATKINSON, of Camden, reported a bill to amend the 1579th section, part 1st, title 17th, article 5th, of the Code of Georgia.

Mr. SNEAD, of Richmond, reported a bill to add an additional paragraph to section 262 of the Code of Georgia.

Mr. MADDOX, of Fulton, reported a bill to prescribe the time within which deeds, mortgages and other liens on real estate, in the county of Fulton, must be deposited in office for record.

Mr. GROGAN, of Milton, reported a bill for the relief of A. Carnes and S. W. Peck, of the county of Cherokee.

Mr. WOMBLE, of Upson, reported a bill to authorize James Pierce, guardian, to make settlement with John Gibson, minor ward, of Upson county.

Mr. WILBURN, of Terrell, reported a bill to change the time of holding the Court of Ordinary of the county of Terrell.

Mr. GLENN, of Whitfield, reported a bill to allow certain persons therein named to peddle without a license in certain counties in this State, for the purpose of making a support for their families.

Mr. McDOWELL, of Heard, reported a bill to provide for the payment of teachers of common schools for the year 1864.

Mr. ROBERTSON, of Walton, reported a bill for the relief of A. E. Culbuth.

Mr. SMITH, of Clinch, reported a resolution authorizing the Governor to furnish certain books to the county of Clinch.

Mr. GARTRELL, of Cobb, reported a bill for the relief of John N. Sligh, D. A. Bishop, Ronald Johnston, of the county of Bartow.

Mr. RUSSELL, of Chatham, reported a bill to incorporate the Savannah, Skidaway and Sea Island Railroad Company.

Mr. HARRISON, of Chatham, presented a memorial, which was referred to the Committee on Agriculture and Internal Improvement.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to repeal all laws forbidding aliens from holding or owning lands in this State.

A bill to alter and amend sections 3866 and 3868 of the Code, and to repeal section 3869 of the Code.

A bill to pay the jury fees in the county of Worth to the jury, by the plaintiff or appellant, and authorize the Inferior Court of said county to assess and collect an extra tax in said county to pay juries, petit seventy-five cents and grand one dollar per day.

A bill to regulate the mode of advertising sheriffs' and constables' sales in this State.

A bill to change the place of holding legal sales in the county of Muscogee.

A bill for the relief of Justin L. Heath, of Burke county, and to make him capable of contracting and liable therefor.

A bill for the relief of Martha A. Britt, of the county of Crawford.

A bill to add the residence and lot of land upon which Robert H. Gray resides to the county of Burke.

A bill to amend an act entitled an act to incorporate the town of White Plains, in Greene county, approved March 3d, 1856.

A bill to amend paragraph 1401, chapter 9th, part 1st, title 15th of the Code of Georgia.

A bill to extend the provisions of section 4220 of the Code to all cases in which the penalty of death is prescribed.

A bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved 17th March, 1866, and for the preservation and transfer of suits, writs and process from the Inferior Court, and for other purposes.

A bill to except the county of Worth from the operation of section 586, exempting road hands from being compelled to work on roads more than three miles from their residence.

A bill to alter and amend section 4476 of the Code of Georgia, so as to make the maiming of hogs or other animals a misdemeanor.

A bill to authorize the Central Railroad and Banking Company of Georgia to change the line of its railroad track, on certain conditions.

A bill to so far modify the laws against lotteries as to enable William W. Boyd, Thomas W. Chandler, and A. B. Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for, and

supporting indigent widows and orphans, the home to be called the Masonic Orphan's Home.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An act for the relief of Benjamin L. Cook, of the county of Quitman, and to save him from the pains and penalties of bigamy.

Also, the following resolutions:

A resolution for the relief of soldiers maimed in the State or Confederate States service, and now resident in this State.

A resolution tendering the thanks of the people of Georgia to Colonel Jared I. Whitaker, late Commissary General, for the faithful discharge of his official duties; providing that his books, vouchers, papers, etc., be deposited in the Secretary of State's office; that the State's property yet in his possession be sold under the direction of the Governor, and requiring the Comptroller General to examine and audit his accounts for office rent and other expenses, if found correct.

A resolution that the thanks of the General Assembly are hereby tendered to the Rev. E. W. Warren, for the very appropriate and impressive discourse delivered by him on Thursday, 22d instant.

A resolution relative to district maps in the Surveyor-General's office.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have unanimously concurred in the resolution of the House of Representatives in reference to the illustrious State prisoner, Jefferson Davis, and I am directed to return the same forthwith to this branch of the General Assembly.

MR. ADAMS, Chairman of the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act to repeal the 12th section of an act, approved 3d of March, 1866, and entitled an act to levy and collect a tax for the support of the government for the year 1866, and for other purposes: which they recommend do pass as amended.

Also, a bill to be entitled an act to regulate the manner of giving in lands for taxation, and the sale and redemption thereof, and for other purposes: for which the committee report a substitute, with a recommendation that it pass in lieu of the original.

The Committee have also had under consideration the memorial of B. B. Amos, late freight agent of the Western & Atlantic Railroad, for which the committee offer the following resolution, to-wit :

A resolution relative to the accounts of B. B. Amos, late freight agent of the Western & Atlantic Railroad.

Which they recommend be adopted.

F. W. ADAMS,

*Chairman Finance Committee.*

Mr. McCULLOUGH, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to facilitate the sale of real estate in Georgia, and to encourage immigration thereto.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have concurred in the resolution of the House of Representatives in relation to the pardon of R. W. Chaffin, a convict in the Penitentiary, and I am instructed to return the same forthwith to the House of Representatives.

Mr. HARDEN, of Cherokee, reported a bill to prescribe the manner and mode of commissioners against minors in this State.

The House took up the special order, to-wit : the report of the committee on the Senate bill to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property within a limited period, passed 8th March, 1866, for which the committee had reported a substitute.

Mr. GLENN, of Whitfield, offered the following amendment to the substitute :

*Be it further enacted,* That in all cases where the defendant shall fail to pay the instalment of one-third, the plaintiff may proceed to collect by levy and sale a sufficient amount to raise said one-third, and no more.

Mr. DuBOSE moved as a substitute for Mr. GLENN's amendment the following : In the seventh line, after the word "execution" add the words "and no more," which was agreed to.

On motion of Mr. EDGE, the bill was taken up by sections.

Mr. MOSES moved to amend the first section as follows : "Provided, where a voluntary payment shall be made on any execution, the amount so paid shall be deducted from the one-third authorized to be levied by this act."

Mr. DODSON moved to amend said amendment, by inserting between the words "any" and "execution" the words "debts, judgments, or," which was agreed to; the amendment as amended was then agreed to, the first section as amended was then agreed to.

Mr. TUCKER, of Meriwether, moved to amend the second section as follows, to come in at the close thereof, "nor to contracts for the purchase money for land secured by mortgage, but mortgage may be foreclosed and the land sold for the payment of the purchase money."

Mr. RUSSELL, of Muscogee, offered the following as a substitute for Mr. TUCKER's amendment: "Nor to debts and demands for the purchase money of real estate where the purchaser is in possession, or where the vendor holds a mortgage on the real estate sold for purchase money."

On motion, the original amendment and substitute were indefinitely postponed.

Mr. DODSON, of Catoosa, offered the following amendment to the second section: Add in the fourth line, after the word "cost" the words, "without an order from the proper court," which was lost.

Mr. BYRD, of Mitchell, offered the following amendment: Add after the word "plaintiff" in the sixth line of the second section, the words, "his agent or attorney," which was agreed to.

Mr. MOSES offered the following amendment, to come in at the end of the second section: "Nor to cases where plaintiffs will make oath that defendant is able to pay all of his debts without stay of execution, the sale of his land or farming stock, and provisions for carrying on his farm."

Which, on motion of Mr. GARTRELL, was indefinitely postponed.

Mr. STAPLETON, of Jefferson, offered the following amendment: "Nor to lands not connected with the residence or farm of the debtor."

Which, on motion of Mr. GARTRELL, was indefinitely postponed.

Mr. RUSSELL, of Muscogee, offered the following amendment: "Nor to debtors where the plaintiff in execution, his agent or attorney, shall swear that said debtor or debtors owns besides the property exempt by law and his real estate and stock, and provisions for his farm, sufficient property to pay one-third of his debts."

Mr. MOSES offered the following as a substitute for said amendment: "Nor to cases where plaintiff will make oath that defendant has money or cotton sufficient to pay his debts without the sale of his property."

On motion of Mr. TUCKER, said amendment and substitute were indefinitely postponed.

Mr. MCLENDON, of Wilkes, offered the following amendment: Strike out "executions for costs" in the first line.

On motion of Mr. RUSSELL, of Chatham, said amendment was indefinitely postponed.

Mr. WOMBLE, of Upson, offered the following amendment, to come in the eighth line, "is removing his property, that nothing in this act shall be so construed as to prevent the farmer from carrying his cotton or other produce to market for the purpose of selling the same to pay his debts or carry on his farming operations."

Mr. RIDLEY, of Troup, offered the following as a substitute for said amendment: "Provided, that nothing in this second section shall be so construed as to prohibit any planter from removing his cotton or other produce to any market in the State for sale, or from purchasing such supplies as may be absolutely necessary for the successful prosecution of his farming interests."

Which was received in lieu of the original. Pending the consideration thereof, the House took a recess until three o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Leave of absence was granted to Mr. WILKERSON, of Columbia.

The House resumed the consideration of the bill under consideration when the House adjourned the morning session.

Mr. RIDLEY moved to amend the amendment offered by him, by adding after the word "planter" the words, "or other persons," which was agreed to.

Mr. BAKER, of Lowndes, moved to amend Mr. RIDLEY's amendment by striking out the words "in the State of Georgia," which motion was lost.

Mr. STEWART, of Spalding, offered the following as a substitute for Mr. RIDLEY's amendment: "Provided, that nothing in this act shall be so construed as to prohibit persons from carrying property or produce from one county to another for the purpose of sale: And provided further, that citizens changing their domicil from one county to another in this State, shall not be prohibited from carrying their property with them, where the same is not done to evade the payment

of their just debts," which was received in lieu of the original, and agreed to.

Mr. DODSON, of Catoosa, offered the following amendment: "Nor to property of persons who do not reside in this State," which amendment was lost.

Mr. EDGE, of Campbell, moved to amend as follows: Insert in the third line, after the word "guardian" the words "*other fiduciary*," which amendment was agreed to.

Mr. MORRIS, of Franklin, moved the indefinite postponement of the substitute under consideration, which motion was lost.

Mr. GLENN, of Whitfield, offered the following amendment: "Nor to cases where the debtor has in his possession money or currency, upon which he is trading or speculating," which amendment was lost.

Mr. REESE, of Sumter, offered the following amendment to the end of the second section: "Nor to express companies, nor to railroad companies, nor cases where they are responsible under existing laws for goods lost or stock destroyed by said corporate companies," which was agreed to.

Mr. SIMMS, of Newton, offered an additional section in the place of the third section, to which Mr. GARTRELL offered an amendment, which was lost. The amendment offered by Mr. SIMMS was also lost.

Mr. BULLOCH, of Talbot, offered the following as a substitute for the third section, which was lost, to-wit: "Wherever the plaintiff's rights to enforce his claim or demand is suspended by this act, the Statutes of Limitations are also suspended."

Mr. DUBOSE offered the following as a substitute for the third section: "That all Statutes of Limitation relating to liens affected by this act, shall be suspended during the continuance of this act," which was agreed to.

Mr. BYRD, of Mitchell, offered the following amendment as a substitute for the fourth section: "That no sheriff, constable or coroner shall be considered or deemed a collecting officer, nor shall they or any of them be vested with any authority to collect any order, judgment, decree or execution issued from any of the courts of this State; nor shall any court having jurisdiction of such order, judgment, decree or execution, grant any rule or attachment against any of said officers for failure to collect any of said orders, judgments, decrees or executions, by levy and sale of any property of defendants until the plaintiff shall have first complied with the second section of this act," which was lost.

Mr. HUMPHRIES, of Lincoln, offered the following amendment: "Nor to any judgment founded on contracts for the

service of substitutes in the army of the late Confederate States," which amendment was lost.

Mr. WILLIS, of Talbot, moved to amend the fifth section, by striking out all the third line in said section, which relates to damages, which motion was lost.

The previous question was called and sustained, the vote was then taken upon the question of receiving the substitute in lieu of the original bill, and carried in the affirmative.

The report of the Committee as amended was agreed to, the bill was read the third time and passed.

The bill to provide for raising a revenue for the political year 1867, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes, was read the second time and referred to the Committee on Finance.

Leave of absence was granted to Mr. POTTLE, on account of sickness in his family, and to Mr. SMITH, of Hancock, on special business.

The House took up the bill to levy and collect a tax for the support of the government for the year 1867, and for other purposes, which was read the second time and referred to the Committee on Finance.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

SATURDAY, December 1st, 1866.

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev. Mr. McRAE.

Mr. MORRIS, of Franklin, moved a reconsideration of so much of the Journal as relates to the passage of the bill for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 41 and nays 100.

Those voting in the affirmative are Messrs.

Adams,	Cook,	Holliday,
Barnes,	Dickson, of Walker,	Hollis,
Boyd,	Fincannon,	Hockenhull,
Burch,	Glenn,	Humphreys,
Byrd,	Gunnells,	Johnson, of Henry,
Cameron,	Hicks,	Martin,



McDougald,	Robinson,	Scandrett,
Morris,	of Laurens,	Sharp,
of Montgomery,	Roundtree,	Shaw,
Morris, of Franklin,	Rumph,	Simms, of Newton,
Mitchell,	Russell, of Chatham,	Snead,
of Gwinnett,	Russell, of Muscogee,	Umphey,
Powell,	Stapleton,	Usry,
Rhodes,	Starr,	Wall,
	Williams, of Bryan,	Woodward.

Those voting in the negative are Messrs.

Asbury,	Harden,	Peebles,
Atkinson,	Harlan,	Pickett,
Baker,	Hargett,	Phillips,
Baynes,	Hill,	Quillian,
Bennett,	Hinton,	Ragsdale,
Benson,	Howard, of Bartow,	Redwine,
Bragg,	Howard,	Reese,
Brown, of Early,	of Lumpkin,	Render,
Brown, of Houston,	Hudson,	Ridley,
Brock,	Hughes, of Union,	Robertson,
Bulloch,	Jones, J. B.,	of Walton,
Bush,	of Burke,	Rogers,
Cabaniss,	Kibbee,	Sale,
Candler,	Lawson,	Shepard,
Carter,	Lindsay,	Sims, of Bartow,
Colley,	Maddox, of Fulton,	Smith, of Clinch,
Dart,	Mallard,	Stallings,
Davenport,	McCullough,	Stanfield,
Dixon, of Macon,	McCutchen,	Stanton,
Dodson,	McDowell,	Stewart,
Dodds,	of Heard,	Sumner,
Dorsey,	McDowell, of Pike,	Swann,
Durham,	McLendon,	Swearingen,
Edge,	McRae,	Tench,
Ellington,	McWhorter,	Thomas,
Evans,	of Green,	Tucker,
Ford,	McWhorter,	Watkins,
Fraser,	of Oglethorpe,	White,
French,	Mizell,	Wicker,
Gartrell,	Morell,	Willis,
Gibson,	Morrow,	Williams, of Dooly,
Green,	Mitchell, of Thomas,	Winningham,
Grogan,	Montgomery,	Woods, of Floyd,
Gross,	Oates,	Woods, of Morgan,
Hand,	Peebles,	Womble,
Harrison,		

Yeas, 41 ; nays, 100. So the motion was lost.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolutions, to-wit :

A resolution requesting the Governor to pardon R. W. Chaffin.

Also, a resolution in reference to the illustrious State prisoner, Jefferson Davis.

Mr. McCULLOUGH, from the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to legalize the revisions of the lists of grand and petit jurors of the several counties of this State, and to extend the time for the same, and to legalize the drawing of jurors, and for other purposes.

Leave of absence was granted to Mr. Edge, of Campbell, until Tuesday next, on special business, and Mr. Johnston, of Pierce, who is attending on a sick member.

Mr. ADAMS, of Clarke, offered a resolution relative to purchasing the library of the late A. A. Smitts, deceased.

Mr. WICKER, of Washington, reported a bill authorizing the incorporation of homestead or building associations in this State.

Mr. GARTRELL, chairman of the Committee on the State of the Republic, submitted the following report:

*Mr. Speaker:* The Committee on the State of the Republic, to whom was referred the special message of his Excellency, the Governor, with accompanying documents, relative to the boundary line between the States of Georgia and Florida, have had the same under consideration, and have instructed me to report a preamble and resolutions, which are hereby submitted, recognizing and adopting the line run and marked by G. J. Orr and B. F. Whitner, jr., the joint surveyors appointed to run and mark said boundary line; and to direct the Governor of this State to issue his proclamation declaring said line the permanent boundary between Georgia and Florida.

Respectfully,

JOHN O. GARTRELL,

*Chairman.*

Mr. HOLLIDAY, of Stewart, reported a bill to allow the transfer of licenses to retail spirituous liquors in the county of Stewart, and to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

Mr. HARDIN, of Cherokee, reported a bill for the relief of James M. Daniel, of the county of Cherokee.

Mr. RHODES, of Walker, reported a bill to alter and change the line between the counties of Walker and Chattooga.

Mr. KIBBEE, of Pulaski, reported a bill to add a portion of the county of Wilcox lying north of the Blackshear road, to the county of Pulaski.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have agreed to the resolution of the House of Representatives supplemental to and explanatory of the bill to extend the aid of the State to the completion of the Macon & Brunswick Railroad, with certain amendments, in which they invite the concurrence of the House of Representatives.

The Senate have also passed a bill approving the consolidation of the Dalton & Jacksonville Railroad Company and the Georgia & Alabama Railroad Company, of the State of Georgia, with the Alabama & Tennessee River Railroad Company, of the State of Alabama, and to authorize the consolidated company to adopt a corporate name and charter, and act under the same; all of which I am instructed to transmit forthwith to this branch of the General Assembly.

The House took up the special order, to-wit : the bill to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad, and for other purposes.

The report of the committee was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 64 and nays 67.

Those voting in the affirmative are Messrs.

Baker,	Hill,	Ragsdale,
Benson,	Howard, of Bartow,	Redwine,
Brown, of Houston,	Howard, of Lumpkin	Render,
Brock,	Hockenhull,	Robinson, of Laurens.
Bulloch,	Johnston, of	Rogers,
Byington,	Forsyth,	Rumph,
Cabaniss,	Kibbee,	Russell, of Chatham,
Cameron,	Maddox, of Fulton,	Sale,
Candler,	Martin,	Scandrett,
Carter,	McDowell, of Heard,	Shaw,
Colley,	McDowell, of Pike,	Sims, of Bartow,
Dart,	McRae,	Smith, of Clinch,
Dorsey,	Mizell,	Stallings,
Edge,	Morris, of	Stanfield,
Fincannon,	Montgomery,	Starr,
Glenn,	Mitchell, of Thomas,	Stewart,
Green,	Mitchell,	Sumner,
Grogan,	of Gwinnett,	Swann,
Gunnells,	Oates,	Tench,
Hand,	Pickett,	Thomas,
Harden,	Phillips,	Tucker,

Wall,  
White,

Wilburn,  
Winningham,

Womble.

Those voting in the negative are Messrs.

Adams,	Hargett,	Peebles,
Asbury,	Hicks,	Peeples,
Barnes,	Hinton,	Powell,
Baynes,	Holliday,	Quillian,
Boyd,	Hollis,	Rhodes,
Bragg,	Hudson,	Ridley,
Brown, of Early,	Humphreys,	Robertson, of
Bush,	Hughes, of Union,	Walton,
Burch,	Johnson, of Henry,	Sharp,
Byrd,	Jones, J. B.,	Shepard,
Cook,	of Burke,	Simms, of Newton,
Davenport,	Lindsey,	Snead,
Dickson, of Walker,	Mallard,	Stapleton,
Dixon, of Macon,	McCullough,	Stanton,
Dodson,	McCutchen,	Swearingen,
Durham,	McLendon,	Umpfrey,
DuBose,	McWhorter, of	Watkins,
Ellington,	Greene,	Willis,
Evans,	McQueen,	Williams, of Bryan,
Ford,	Morell,	Williams, of Dooly,
Fraser,	Morris, of Franklin,	Woods, of Floyd,
French,	Morrow,	Woods, of Morgan,
Gartrell,	Montgomery,	Woodward.
Harlan,		

Yeas, 65; Nays, 67. So the bill was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the bill of the House of Representatives to incorporate the Chestatee Fluming Mining Company, with amendments, in which they ask the concurrence of the House of Representatives and which I am directed to transmit forthwith to this branch of the General Assembly.

The House took up the amendments of the Senate to the House resolutions explanatory of the act to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and concurred in the same.

The House took up the report of the committee on the Senate bill to amend the act incorporating the city of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

The report was amended, and, as amended, was agreed to, the bill was read the third time and passed.

The House went into Committee of the Whole, Mr. TUCKER in the chair, on the bill for the relief of J. J. Anderson, a former employe on the Western & Atlantic Railroad, and

having spent some time therein, the committee arose and reported the same back to the House without amendment.

The report of the committee was agreed to, the bill was read the third time and a two-third vote being necessary to its passage the yeas and nays were required to be recorded, and resulted in yeas 90, and nays 39.

Those voting in the affirmative are Messrs.

Adams,	Howard, of	Ragsdale,
Asbury,	Lumpkin,	Rhodes,
Atkinson,	Hockenhull,	Ridley,
Barnes,	Humphreys,	Robinson,
Baynes,	Hughes, of Union,	of Laurens,
Bennett,	Johnson, of Henry,	Russell, of
Boyd,	Jones, J. B., of	Muscogee,
Brown, of Early,	Burke,	Sale,
Brock,	Kibbee,	Scandrett,
Burch,	Lawson,	Sharp,
Byington,	Maddox, of Fulton,	Shaw,
Cabaniss,	Mallard,	Shepard,
Carter,	McCullough,	Sims, of Bartow,
Colley,	McCutchen,	Snead,
Dart,	McDowell, of	Stallings,
Dodson,	Heard,	Stapleton,
Dodds,	McDowell, of Pike,	Starr,
Dorsey,	McDougald,	Stanton,
Durham,	McRae,	Stewart,
DuBose,	McQueen,	Swann,
Ellington,	Morell,	Swearingen,
Fincannon,	Morris, of	Tench,
Ford,	Franklin,	Thomas,
Fraser,	Morrow,	Tucker,
Gartrell,	Mitchell, of	Umphrey,
Gibson,	Thomas,	White,
Glenn,	Mitchell, of	Willis,
Green,	Gwinnett,	Williams, of Bryan,
Grogan,	Oates,	Williams, of Dooly,
Gross,	Peebles,	Winningham,
Hinton,	Peeples,	Woods, of Floyd,
Holliday,	Phillips,	Woodward.
Howard, of Bartow,	Quillian,	

Those voting in the negative are Messrs.

Baker,	Dickson, of Walker,	Hudson,
Benson,	Evans,	Lindsay,
Brown, of Houston,	French,	Martin,
Bulloch,	Gunnells,	McLendon,
Bush,	Hand,	McWhorter, of
Byrd,	Harrison,	Oglethorpe,
Cameron,	Harden,	Mizell,
Candler,	Harlan,	Montgomery,
Cook,	Hargett,	Morris, of
Davenport,	Hicks,	Montgomery,

Pickett,	Stanfield,	Wilburn,
Rogers,	Sumner,	Woods, of Morgan,
Rumph,	Wall,	Womble.
Simms, of Newton,	Watkins,	

Yeas, 90; nays, 39. So the bill was passed.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following resolution, to-wit:

A resolution supplemental to and explanatory of the act to extend the aid of the State to the completion of the Macon & Brunswick Railroad.

The House took up the Senate amendments to the bill to incorporate the Chestnut Fluming Mining Company, and concurred in the same.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts for the county of Richmond, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate the manner of giving in land for taxation and the sales thereof, and for other purposes, for which the committee had reported a substitute.

Mr. DART, of Glynn, moved the indefinite postponement of the bill and substitute, and pending the consideration thereof, the House took a recess until 3 o'clock, P. M.

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### THREE O'CLOCK, P. M.

The House reassembled.

The House resumed the consideration of the bill under consideration, when the House adjourned the morning session.

On motion, the said bill was postponed and made the special order for Monday next.

Mr. STEWART, from the Committee on Manufactures, submitted the following report:

*Mr. Speaker:* The Committee on Manufactures have had under consideration the following bills, to-wit:

A bill to be entitled an act incorporating the Island Manufacturing Company, and report the same back to the House with the recommendation that it do pass.

Also, a bill to be entitled an act to prevent the distillation

of cereals and the seeds of sugar cane into spirituous liquors in the State of Georgia until the meeting of the next General Assembly, and for other purposes therein named, and report the same back to the House with the recommendation that it do not pass.

Also, a bill to be entitled an act to incorporate the Lumpkin Manufacturing Company, and report the same back to the House with the recommendation that it do pass.

JOHN D. STEWART,

*Chairman Committee on Manufactures.*

The following bills were read the second time and referred to the Committee on Finance, to-wit:

A bill to amend the act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late clerk of the Supreme Court, R. E. Martin, deceased.

A bill to compensate Messrs. Boughton, Nisbet, Barnes & Moore for public printing in 1864 and 1865.

A bill to compensate the clerks of the Adjutant and Inspector General's office of the State for a certain period.

A bill to compensate the Ordinary of Macon county for administering the amnesty oath.

A bill to make valid the issuing script in Lowndes to build a jail.

Also, a bill to authorize the Governor to draw his warrant on the Treasurer in favor of William W. Montgomery, for certain purposes therein named.

Also, a bill to change the law in relation to interest on money.

A bill for the relief of James Houston, of the county of Glynn.

A bill for the relief of certain maimed soldiers.

A bill to compensate the principal keeper and assistant of the Penitentiary for extra services in keeping the chain gang.

A bill to raise an educational fund for the colored people of this State.

The bill to change the name of the Coweta Circuit and to reorganize the same, was read the second time and referred to a special committee of four, consisting of Messrs. Hill, Ridley, Edge and Tucker.

The bill to authorize and make it the duty of the Governor to purchase a site for the State Penitentiary, was read the second time and referred to a select committee, consisting of Messrs. Atkinson, Kibbee, French, Lawson, Barnes, Morris, of Franklin, and Glenn.

A bill to allow certain persons therein named to peddle without license in certain counties in this State, etc., was read the second time and ordered to be engrossed.

The bill to change the line between the counties of Worth

and Colquitt, was read the second time and referred to the Committee on New Counties and County Lines.

Also, a bill to change the line between the counties of Lowndes and Echols.

Also, the bill to repeal an act entitled an act to add lot of land No. 46 in the 30th district of originally Lee, now Schley, to the county of Sumter, assented to April 13th, 1863.

Also, a bill to straighten and change the line between Jasper and Putnam counties.

Also, a bill to change the line between the counties of Baker and Early.

The bill to authorize the Southern and Western Insurance Company, of New Orleans, to establish branches in this State, was read the second time and referred to the Committee on Banks.

The Bill to incorporate the Buena Vista Manufacturing Company, in the county of Baldwin, was read the second time and referred to the Committee on Manufactures.

Also, the bill to incorporate the Flat Shoals Manufacturing Company, in the counties of Meriwether and Pike.

The bill for the relief of Dr. E. M. Newman, of Twiggs county, was read the second time and referred to a Select Committee, consisting of Messrs. Stewart, McDougald, Mitchell, of Thomas, Starr and Bulloch.

Also, the bill to appropriate money to pay Thomas A. Raines for professional services, in attending to Small Pox cases in the county of Chattahoochee.

Also, a bill to extend the benefits of an act to prevent the spread of Small Pox in this State, &c.

The following bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to incorporate the town of McIntosh, at Indian Springs, in the county of Butts, and to amend an act passed 25th December, 1837, to incorporate the Indian Spring in said county.

A bill to incorporate the Kellog Gold Mining Company.

A bill to extend the aid of the State to the completion of the Macon and Augusta Railroad, and for other purposes.

A bill to incorporate the Gainesville and Dahlonega Railroad Company, and for other purposes.

A bill to incorporate the Savannah, Skidaway and Sea Island Railroad Company.

The following bills were read the second time and committed for a third reading, to-wit:

A bill to authorize the Justices of the Inferior Courts of



Thomas and Mitchell to issue bonds for the purpose of taking stock in the South Georgia and Florida Railroad.

A bill to authorize the Justices of the Inferior Court of Chatham county to require the attendance of Justices of the Peace at elections, and for other purposes.

A bill to authorize the granting of certain lands in this State, and for other purposes.

A bill to reduce the bond of the Sheriff of Baker county.

A bill to make permanent the county site of Bulloch county, and to incorporate the same, and for other purposes.

A bill to amend an act to extend the corporate limits of the town of Hamilton, Harris county, and to give additional powers to the authorities of said town.

A bill to change the time of holding the County Court of Miller county.

A bill to extend the provisions of certain acts now in force regulating the fees of Magistrates and Constables in this State, in the counties of Bibb, Richmond, Monroe and Lee, &c., approved January 22d 1852, so as to include the county of Muscogee.

A bill to alter and amend second section of an act entitled an act to incorporate the trustees of Christ's Church in the city of Augusta, and to change the name thereof to the First Presbyterian Church, of the city of Augusta, assented to December 29th, 1836.

A bill to incorporate the Atlanta Mining and Land Company.

A bill to enable the city of Columbus to maintain a public school, and use the Female Academy lot and building for the same.

A bill to authorize the Inferior Court of Echols county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

A bill to compensate election clerks in Meriwether county.

A bill to be entitled an act to give the consent of the State of Georgia to certain purchases made by the United States, and for other purposes.

A bill to change the time of holding the County Court of Glasscock county.

A bill to alter and amend an act to incorporate Washington Institute, a high school, organized by an association of Baptist churches, known as the "Washington Association," and located in Hancock county, and incorporate trustees for the same, and to change the name of the village of Buffalo, in said county, and for other purposes, assented to December 13th, 1858.

A bill to change the time of holding the Superior Court of Lee county.

A bill to consolidate the offices of sheriff and special bailiff for Polk county.

A bill to amend an act to incorporate the Augusta & Summerville Railroad Company, approved March 20th, 1866.

A bill to incorporate the town of Attapulcus in the county of Decatur, and to provide for the election of commissioners for the same.

A bill to incorporate the Gas Light Company of the city of Macon, and for other purposes.

A bill to amend an act entitled an act to incorporate the Savings Bank of Augusta.

A bill to amend an act entitled an act authorizing the arrest by the Marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, all persons violating the laws passed by the commissioners of said village, against drunkenness and other gross and immoral conduct.

A bill to change the time of holding the Court of Ordinary in the county of Terrell.

A bill to change the time of holding the semi-annual terms of the County Court of Spalding county.

A bill to provide for the payment of teachers of common schools for the year 1864.

A bill to change the time of holding the monthly sessions of the County Court in the counties of Gilmer, Union and Towns.

A bill to repeal an act entitled an act to organize a County Court in the several counties of this State, so far as relates to the county of Telfair.

A bill to authorize James Trice, guardian, to make settlement with John Gibson, a minor ward of Upson county.

A bill to authorize the City Council of Savannah to lay down carriage railways in the streets of Savannah, and to operate and work the same either directly for the corporation of Savannah, or by contract or agreement with other persons, and for other purposes in this act mentioned.

A bill to remit the taxes of 1866 of Effingham county to the Inferior Court of said county, for the purpose of building a common jail.

A bill to amend the laws relating to the establishment of lost deeds.

A bill to enlarge and add to the 4447th section of the Code of Georgia.

A bill to amend an act to incorporate the Habersham and Union Turnpike Company, and to grant certain privileges to the same, and for other purposes therein mentioned.

A bill to incorporate the town of Bascom in the county of Screven, to appoint commissioners for the same, and for other purposes.

A bill to incorporate the Bartow Foundry and Manufacturing Company.

A bill for the relief of A. Cains and S. W. Peek, of the county of Cherokee.

A bill to consolidate the offices of Treasurer and Steward of the Lunatic Asylum, and to define the duties of said officer.

A bill to regulate the pay and collection of jury fees in the county of Clinch.

A bill to change the time of holding the Superior Court of Fayette county from the second Monday of March and September in each year, to the first Monday in March and September.

A bill to prescribe the manner and mode of commissioners against minors in this State.

A bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved March 17th, 1866, and for other purposes.

A bill to incorporate Washington Fire Company, No. 1, of the city of Augusta, and to confer certain privileges upon the same.

A bill to authorize Redding Denmark, of the county of Tattnall, to practice medicine in said county and charge for the same, and for other purposes therein mentioned.

The following Senate bills were read the second time and committed for a third reading, to-wit :

A bill to increase the jail fees now allowed by law, so far as relates to the counties of Tattnall and Stewart.

A bill to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same.

A bill to amend an act to regulate the manner of convicts laboring upon public works, and to define the powers and duties of the Inferior Courts and Governor of the State touching the same, and for other purposes therein mentioned, approved 20th March, 1866.

A bill to change the line between the counties of Cherokee and Milton, so as to include the residences and farms of Mathias Bates, Lewis M. Hook, Charles Nix and R. J. Bates, of the county of Cherokee, within the county of Milton.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to authorize J. Lamar Chappell, of Muscogee county, to plead and practice law and equity in this State, and make him liable in law for his contracts, upon certain conditions.

A bill to authorize the marriage of Mary Ann Drakeford, and relieve her of the disabilities and penalties therefor.

A bill to authorize James A. Stanfield, guardian of Allen R. Strickland, to settle with said Allen R. Strickland.

A bill to define the amount of resistance that shall justify a Sheriff in taking life.

A bill enabling married women to renounce their right to dower and twelve months' support in and from real estate mortgaged to loan and building associations.

A bill to amend sections 2014, 2015, 2016, 2017 and 2020 of the Code, and for other purposes.

A bill to alter and amend the oath of retail dealers in spirituous liquors.

A bill to amend sections 3333 and 3334 of the Code of Georgia.

A bill to organize a new judicial circuit, to be called the Oconee Circuit, and for other purposes.

A bill for the relief of Anderson Cook, of Cobb county.

A bill to permit Parris Pace, jr., to peddle in the county of Oglethorpe.

A bill to authorize the making parties in certain cases therein named.

A bill to increase sheriffs' fees for summoning juries.

A bill to amend section 3621 of the Code of Georgia.

A bill to make it a misdemeanor to hunt with fire arms on the Sabbath day in Lee county.

A bill to amend the laws of this State in appointing commissioners and setting apart a twelve months' support to widows and children of this State.

A bill to alter and amend the 1377th section of the Code of Georgia.

A bill to add an additional section to an act amendatory of the law relating to the establishment of lost papers, approved 7th March, 1866.

A bill to alter and amend the 635th section of the Code of Georgia.

A bill to amend section 3530 of the Code of Georgia.

A bill to amend an act to alter the Penal Code, approved March 20, 1866.

A bill to provide for establishing certain lost papers.

A bill to protect the people of Georgia against horse thieves.

A bill for the relief of certain persons therein named, and for other purposes.

A bill for the relief of Susan J. Taylor, wife of Richard S. Taylor, of Clarke county, Georgia.

A bill to increase the fees of jailors for dieting prisoners in the county of Chatham.

A bill to make it a misdemeanor for any person who may maltreat or misuse any stock he may be entrusted with.

A bill to regulate the punishment of crimes less than felonies.

A bill for the relief of Joseph Miller, of Baldwin county.

A bill to suspend the duties of sheriffs, bailiffs, coroners, and all other collecting officers of this State, in certain cases.

A bill to alter and amend section 4446 of the Penal Code.

A bill to authorize, administrators, executors, guardians and trustees to compromise doubtful debts belonging to such estates, and for other purposes.

A bill to change the time of advertising administrators' sales.

A bill to relieve Helen Lapham, formerly Helen Chaffin, from the legal disability to contract the marriage relation.

A bill to add an additional paragraph to section 262 of the Code of Georgia.

A bill to fix the time in which deeds, mortgages and other liens within the county of Fulton must be deposited in the office for record.

A bill to amend section 1579 of the Code of Georgia.

A bill to fix the time for holding the Superior Courts of Colquitt, Lowndes, Brooks and Thomas.

A bill for the relief of John N. Sligh, D. A. Bishop, and Ronald Johnston, securities for Robert Hendrix, indicted in Bartow county for simple larceny.

A bill for the relief of A. E. Culbreath.

A bill to repeal the charter of the Southern Express Company.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to make valid certain judgments rendered by Inferior Courts of this State.

A bill to add an additional section to the 4th division, part 4th, title 1st of the Penal Code.

A bill to amend the 3753d section of the Code of Georgia.

A bill to prevent persons bathing in streams or other waters on the Sabbath day, on roads leading to or from places of religious worship.

A bill for the discharge of insolvent debtors; to regulate the mode and manner thereof, and the disposition of said insolvents' property, and for other purposes.

The following resolutions were read and referred to the Committee on Finance, to-wit:

A resolution requesting a roll of officers and soldiers from Georgia, who were in the late war, and said roll be published in book form.

Also, a resolution relative to the revised Code of Georgia laws by his Honor, Judge David Irwin.

Also, a bill of the Senate, which was read the second time and referred to the Finance Committee, to-wit :

A bill to be entitled an act to donate the Okefenokee Swamp lands, belonging to the State of Georgia, as a permanent endowment to the Georgia State Orphan Home.

The following bills of the Senate were read the first time, to-wit :

A bill to amend paragraph 1401, chapter 9, part 1, title 15, of the Code of Georgia.

A bill for the relief of Martha A. Britt, of the county of Crawford.

A bill to regulate the mode of advertising sheriffs' and constables' sales in this State.

A bill to change the place of holding legal sales in the county of Muscogee.

A bill for the relief of Justin L. Heath, of Burke county, and to make him capable of contracting and liable therefor.

A bill to authorize the Central Railroad and Banking Company of Georgia to change the line of its railroad track on certain conditions.

A bill to extend the provisions of section 4220 of the Code to all cases in which the penalty of death is prescribed.

A bill to except the county of Worth from the operation of section 586, exempting road hands from being compelled to work on roads more than three miles from their residence.

A bill to add the residence and lot of land upon which Robert H. Gray resides, to the county of Burke.

A bill to pay the jury fees in the county of Worth to the jury by the plaintiff or appellant, and authorize the Inferior Court of said county to assess and collect a tax in said county to pay juries, petit, seventy-five cents, and grand, one dollar per day.

A bill to alter and amend sections 3866 and 3868 of the Code, and to repeal section 3869 of the Code.

A bill to be entitled an act to amend an act to incorporate the town of White Plains, in Greene county, approved March 3, 1856.

Also, a bill to so far modify the laws against lotteries as to enable William W. Boyd, Thomas W. Chandler and A. B. Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for and supporting indigent widows and orphans, the home to be called the Masonic Orphans' Home.

Also, a bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved 17th March, 1866, and for the preservation and transfer of suits, writs and process from the Inferior Courts to the County Court, and for other purposes.

Also, a bill to legalize the sale and conveyance of lands by Julia A. Burnside, administratrix on the estate of Thomas Burnside, deceased.

Also, a bill to repeal all laws forbidding aliens to hold and own lands in Georgia.

Also, a bill to alter and amend section 4476 of the Code of Georgia, so as to make the maiming of hogs or other animals a misdemeanor.

A bill to amend the charter of the Planters' Convention of the State of Georgia.

A bill approving the consolidation of the Dalton & Jacksonville Railroad Company, and the Georgia & Alabama Railroad Company of the State of Georgia with the Alabama & Tennessee River Railroad Company of the State of Alabama, and to authorize the consolidated company to adopt a corporate name and charter, and act under the same.

A bill to incorporate the stockholders of the Cartersville & Van Wert Railroad Company.

A bill to incorporate the Peoples' Savings Bank of Dalton.

Mr. WOODS, of Morgan, reported a bill to amend an act to define and regulate Court contracts, and to prescribe the manner of enforcing the same in the County Court.

Leave of absence was granted to Mr. Brown, of Houston, for a few days on special business, and to Mr. Alexander, of Houston, for a few days, on account of sickness in his family.

On motion, the House adjourned until 9 o'clock Monday morning next.

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MONDAY, December 3d, 1866,  
9 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

On motion of Mr. TUCKER, Mr. John B. Estes was unanimously elected Clerk of the House of Representatives, *pro tem.*, on account of the sickness of Mr. J. D. Waddell, clerk.

Leave of absence was granted to Mr. Cameron, of Telfair, for a few days after Monday next, on special business; to Mr. Johnston, of Pierce, and Mr. Swann, of Greene, on account of sickness, and to Mr. Lawson, of Putnam, for two days, on special business.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to alter and amend an act, approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

A bill to repeal an act entitled an act to amend the 3984th and 3985th sections of the Code of Georgia.

A bill to remit the tax upon liquor for the first quarter of the year 1866.

A bill to require the creditors of any insolvent Bank to present their claims within a limited time, and for other purposes.

A bill to authorize the redemption of a certain part of the bonds of the State of Georgia.

A bill to change the times of holding the monthly sessions of the County Courts of certain counties therein named.

The Senate have also concurred in the resolution of the House of Representatives in relation to Wellborn's pamphlet of public laws, with an amendment, in which they ask the concurrence of this branch of the General Assembly.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to incorporate the Savings Bank of Lumpkin.

The House took up the special order, to-wit:

The report of the committee on the bill to regulate the manner of giving in land for taxation, and the sale and redemption thereof, and for other purposes.

The motion of Mr. DART to indefinitely postpone being first in order, and the vote being taken thereon, the motion was lost.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 87 and nays 47.

Those voting in the affirmative are Messrs.

Adams,	Byington,	Gartrell,
Asbury,	Carter,	Glenn,
Atkinson,	Cook,	Grogan,
Baker,	Colley,	Gunnells,
Bennett,	Dickson, of Walker,	Hand,
Boyd,	Dixon, of Macon,	Harrison,
Brown, of Early,	Dorsey,	Harlan,
Brock,	Ellington,	Hill,
Bush,	Fincannon,	Hinton,
Burch,	Ford,	Hollis,
Byrd,	French,	Hockenhull,



Howard, of	Moses,	Stallings,
Lumpkin,	Oates,	Stapleton,
Hughes, of Twiggs,	Peeples,	Stanfield,
Hughes, of Union,	Pickett,	Starr,
Johnston, of	Phillips,	Stanton,
Forsyth,	Ragsdale,	Stewart,
Jones, J. B., of	Redwine,	Sumner,*
Burke,	Reese,	Swearingen,
Kibbee,	Rhodes,	Thomas,
Lindsay,	Ridley,	Umphrey,
Martin,	Rogers,	Wall,
McCutchen,	Rumph,	Watkins,
McDowell, of	Russell, of	White,
Heard,	Muscogee,	Wicker,
McDowell, of Pike,	Sale,	Wilburn,
McDougald,	Scandrett,	Williams, of Bryan,
McRae,	Sharp,	Williams, of Dooly,
McQueen,	Shaw,	Winningham,
Mitchell, of	Sims, of Bartow,	Woods, of Floyd,
Thomas,	Smith, of Clinch,	Woodward.

Those voting in the negative are Messrs.

Barnes,	Humphreys,	Moughon,
Benson,	Johnson, of Henry,	Peebles,
Bulloch,	Maddox, of Fulton,	Quillian,
Cabaniss,	Mallard,	Render,
Candler,	McLendon,	Robinson, of
Dart,	McWhorter, of	Laurens,
Davenport,	Greene,	Robertson, of
Dodson,	McWhorter, of	Walton,
Durham,	Oglethorpe,	Roundtree,
Evans,	Mizell,	Russell, of
Fraser,	Morell,	Chatham,
Green,	Morris, of	Shepard,
Gross,	Montgomery,	Simms, of Newton,
Harden,	Morris, of Franklin,	Snead,
Hargett,	Morrow,	Usry,
Hicks,	Mitchell, of	Woods, of
Holliday,	Gwinnett	Morgan,
Hudson,	Montgomery,	Womble.

Yeas 87; nays 47 So the bill was passed.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following Senate bills, to-wit:

A bill to be entitled an act to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon known as the State's Reserve, and to repeal the proviso to the first section and the second section of the act to vest that portion of land below the city of Macon known as the State's Reserve in the corporate authorities of

the city of Macon, approved March 6th, 1856. Recommend it do pass.

Also, a bill to be entitled an act to change section 2500 of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to require executors and administrators to advertise the terms of their sales. Recommend the bill do pass.

Also, a bill to be entitled an act to allow the redemption of real estate, sold under execution, within a specified time. Recommend it do not pass.

Also, a bill to be entitled an act to repeal section 1439 of the Code of Georgia. Recommend this bill do not pass.

Also, a bill to be entitled an act to prevent the destruction of fish in times of low water in the county of Emanuel, and to punish the same. Recommend it do pass.

Also, a bill to be entitled an act to add additional sections to the 10th division, part 4th, title 1st, of the Penal Code of this State. Recommend it do not pass.

Also, a bill to be entitled an act to repeal so much of the first section of an act, entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to amend section 3764 of the Code of Georgia by adding the words "or district," after the word "county," in the second line of said section. Recommend it do not pass.

Also, a bill to be entitled an act to compel the Judges of the Supreme Court to read their decisions from the bench, and sign the same at the opening of each and every session, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to change the time of holding the Supreme Courts so far as concerns the Macon, Southwestern, Pataula and Chattahoochee Circuits. Recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration the following bill, to-wit:

A bill to be entitled an act to compensate Messrs. Boughton, Nisbet, Barnes & Moore for Public Printing in 1864 and 1865, and, having heretofore recommended its passage, they now return the same without action.

F. W. ADAMS, *Chairman.*

Mr. RENDER, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature

of the Speaker of the House of Representatives, and President of the Senate, the following act, to-wit:

An act to incorporate the Chestatee Fluming and Mining Company.

Leave of absence was granted to Mr. Adams, of Clarke, for the balance of the session, on important business.

The House took up the report of the committee on the bill to compensate Messrs. Boughton, Nisbet, Barnes & Moore, for public printing, &c., and went into Committee of the Whole, Mr. Gartrell in the Chair, on the same, and having spent some time therein, the committee arose and reported the same back to the House without amendment.

Mr. BYINGTON moved the indefinite postponement of the bill and called the previous question thereon, which was sustained; on the question of indefinite postponement the ayes and noes were required to be recorded, and resulted in ayes 85, and noes 53.

Those voting in the affirmative are Messrs.

Asbury,	Howard, of Bartow,	Quillian,
Benson,	Howard, of L'mpkin,	Ragsdale,
Boyd,	Hockenhull,	Rhodes,
Brock,	Hudson,	Ridley,
Bush,	Hughes, of Twiggs,	Robinson,
Burch,	Hughes, of Union,	of Laurens,
Byrd,	Johnston,	Rogers,
Byington,	of Forsyth,	Roundtree,
Candler,	Johnson, of Henry,	Rumph,
Cook,	Maddox, of Fulton,	Sale,
Colley,	Mallard,	Sharp,
Davenport,	Martin,	Sims, of Bartow,
Dickson, of Walker,	McCutchen,	Simms, of Newton,
Dixon, of Macon,	McDowell, of Pike,	Smith, of Clinch,
Dodson,	McLendon,	Stallings,
Ellington,	McRae,	Stapleton,
Evans,	McWhorter,	Stanfield,
Fincannon,	of Greene,	Stanton,
Ford,	McWhorter,	Stewart,
Fraser,	of Oglethorpe,	Sumner,
Gartrell,	Mizell,	Thomas,
Gibson,	Morell,	Umphrey,
Grogan,	Morris,	Wall,
Gunnells,	of Montgomery,	Watkins,
Hand,	Mitchell,	Wilburn,
Harrison,	of Gwinnett,	Williams, of Bryan,
Harlan,	Montgomery,	Williams, of Dooly,
Hargett,	Peebles,	Woods, of Floyd.
Hill,	Peeples,	Woodward.
Holliday,	Pickett,	Womble,

Those voting in the negative are Messrs.

Adams,	Atkinson,	Baker,
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Barnes,	Kibbee,	Russell, of Chatham,
Baynes,	Lindsay,	Russell, of
Bennett,	McComb,	Muscogee,
Brown, of Early,	McDowell, of Heard,	Scandrett,
Bulloch,	McDougald,	Shaw,
Cabaniss,	McQueen,	Shepard,
Cameron,	Morris, of Franklin,	Snead,
Carter,	Morrow,	Starr,
Dart,	Mitchell, of Thomas,	Swearingen,
Dodds,	Moses,	Tench,
Dorsey,	Moughon,	Tucker,
Durham,	Oates,	Usry,
French,	Phillips,	White,
Green,	Redwine,	Wicker,
Gross,	Reese,	Willis,
Hicks,	Render,	Woods, of Morgan,
Hinton,	Robertson,	
Jones, J. B., of B'rke,	of Walton,	

Yeas, 85 ; nays 53. So the motion prevailed.

The following Senate bills were read the first time, to-wit :

A bill to alter and amend an act approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

A bill to change the time for holding the monthly sessions of the County Court in certain counties therein mentioned.

Mr. WILLIAMS, of Bryan, reported a bill to amend the 3624th section of the Code.

Mr. MITCHELL, of Thomas, reported a bill to amend an act entitled an act to incorporate the city of Thomasville, and to grant certain privileges to the Mayor and Council of the same, approved March 6th, 1856.

Mr. BROWN, of Early, reported a bill to provide for the payment of jail fees, and for other purposes.

The House took up the report of the committee on the bill to repeal the act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19th, 1859. The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to prevent hunting and fishing upon the lands of another without the consent of the owner, in certain cases.

Mr. HARLAN, of Gordon, moved the indefinite postponement of the bill, which motion prevailed.

The House took up the report of the committee on the bill to repeal the 12th section of an act approved 3d March, 1866, to levy a tax for the support of the government during said year, &c., which, on motion, was laid on the table for the present.

The House took up the report of the committee on the bill to provide for the encouragement and protection of European immigration, and for the appointment of a commissioner, and for other purposes.

Mr. JONES, of Burke, moved to postpone the same and make it the special order for Wednesday next, which motion was lost.

Mr. GARTRELL moved to lay on the table for the present, which motion was lost.

The House went into Committee of the Whole, Mr. Barnes in the Chair, on the same, and having spent some time therein, the committee arose and reported the same back to the House without amendment.

On motion of Mr. ADAMS, the bill was laid on the table for the present.

The House took up the report of the committee on the bill for the relief of the people of Georgia, which was laid on the table for the present.

Also, the bill to define the liability of debtors in certain cases.

The bill declaratory of the law in relation to insolvent debtors was read the third time and lost.

The bill to stop the law in all civil cases until January, 1868, was indefinitely postponed.

Mr. McWHORTER, from the Committee on New Counties and County Lines, made the following report :

*Mr. Speaker :* The Committee on New Counties and County Lines having acted upon the following bills referred to them, report as follows :

A bill to change the line between the counties of Johnson and Emanuel. The committee recommend this bill do pass.

A bill to change the line between Schley and Sumter. The committee recommend this bill do pass.

A bill to change the line between the counties of Jasper and Putnam. The committee recommend this bill do pass.

A bill to change the line between the counties of Baker and Early. The committee recommend this bill do pass.

A bill to change the line between the counties of Worth and Colquitt. The committee recommend this bill do not pass.

A bill to change the line between the counties of Lowndes and Echols. The committee recommend this bill do not pass.

A bill to change the line between the counties of Cherokee and Milton. The committee recommend this bill do not pass.

R. L. McWHORTER,  
*Chairman.*

The House took up the report of the committee on the bill to regulate the building of fish traps in the Withlacoochee river.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 1669th paragraph, part 2d, title 2d, chapter 1st, article 1st, section 2d of the revised Code.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of Mary E. Hancock was laid on the table for the present.

The House went into Committee of the Whole, Mr. Glenn in the Chair, upon the bill to authorize the Governor to draw his warrant on the Treasury in favor of A. C. Holt, for the last quarter salary of the Hon. W. W. Holt, as Judge of the Middle Judicial District, and having spent some time therein, the committee arose and reported the same back to the House without amendment.

The report was agreed to, the bill was read the third time and passed.

The bill to legalize the sale, by Tollerson Kirby, Administrator of Joseph Bohanan, &c., was laid on the table for the present.

The House took up the report of the committee on the bill to confer upon the Justices of the Inferior Court of the several counties of this State the power to fix the fees of jailors for dieting prisoners.

The report was disagreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed, with certain amendments, the bill of the House of Representatives to incorporate the Hancock Iron Company, in which they ask the concurrence of the House, and have instructed me to return the same forthwith to this branch of the General Assembly.

Mr. J. B. JONES, from the Committee on Agriculture and Internal Improvement, submitted the following report :

*Mr. Speaker :* The Committee on Agriculture and Internal Improvements have had before them a Memorial to the General Assembly of Georgia, on the subject of the immigration of foreign laborers into this State, and return the same without recommendation, as the same matter has heretofore been acted on by them, in a bill now upon your table.

They have had under consideration,

Also, a bill to incorporate the Villa Rica Mining Company: and with the amendments proposed by the committee, recommend its passage.

Also, a bill to be entitled an act to incorporate the Van Wert Quarrying and Mining Company: and, with an additional section proposed by the committee, they recommend the passage of the bill.

Also, a bill to be entitled an act to incorporate the Atlanta Manufacturing and Mining Company: and, with the amendments proposed by the committee, recommend its passage.

Also, a bill to be entitled an act to extend the time for completing the Georgia Air Line Railroad: and recommend that it do pass.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Memphis Branch Railroad Company of Georgia, etc.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Johnson and Emanuel, so as to include the farm and residence of Henry Neel, of Johnson county, within the county of Emanuel.

The report was agreed to, the bill was read the third time and passed.

The bill to make persons who have persons of color in their employ liable for the taxes, etc., was indefinitely postponed.

Also, the bill for the relief of securities on executions, notes, accounts and other obligations, etc.

The House went into Committee of the Whole, (Mr. DODSON in the chair,) on the bill for the relief of William J. Williams, of the county of DeKalb, and, having spent some time therein, the committee arose and reported the same back to the House without amendment.

The report of the committee was agreed to.

Mr. MOSES moved the indefinite postponement of the bill, which motion prevailed.

Mr. McWHORTER, of Greene, moved that the House adjourn until 3½ o'clock P. M., which motion was lost.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Mr. MORRIS submitted the following report:

The joint committee, raised by resolution of the House of

Representatives for the purpose of examining certain district maps in the Secretary of State's office, replaced under joint resolution of the last General Assembly, have discharged that duty and report :

That they have examined the maps thus replaced and find that forty (40) new maps have been executed in a correct, neat, and handsome manner, highly creditable to the office.

The maps replaced embrace the 4th district of Wilkinson ; 2d, 3d, 7th and 8th of Appling ; 3d, 4th, 5th, 6th, 18th, 19th, and 20th of Baldwin ; 1st and 16th of Dooly ; 1st and 12th of Early ; 6th, 7th, 9th and 14th of Fayette ; 5th, 6th and 7th of Gwinnett ; 1st, 3d, 9th, 12th, 13th, 14th and 18th of Henry ; 11th and 12th of Hall ; 1st, 3d, 4th, 5th, 13th, 14th and 15th of Houston, and 13th of Irwin, being all that were missing, which make up a work of much labor and care.

Your committee find that the Secretary of State's and Surveyor General's offices are situated in different ends of the Capitol, and, the duties of both offices being now required to be discharged by the same person, much inconvenience would be obviated by the removal of the State Library into the office now used as the office of the Secretary of State, and allowing that officer the use of the present library room, by which arrangement the offices of Surveyor General and Secretary of State would be contiguous, and the business of the two offices more easily attended by one person. The library room and present office of Secretary of State being of the same size, no inconvenience can result from the proposed change.

In connection with the duties with which your committee are charged, they take the liberty of stating that many valuable papers in the office of Secretary of State were torn down by the United States troops while occupying the city, and now lie scattered over the office. Owing to the press of business in his office the Secretary of State has had no leisure in which to assort these papers and place them in their proper file.

The labors in the office of the Secretary of State have largely increased, in consequence of numerous enquiries after lands, owing, perhaps, to the fact that this species of property, since the abolition of slavery, makes up the citizens' most valuable possession.

Thus, the labors of the Secretary of State, since the duties of the Surveyor General and Adjutant and Inspector General have devolved upon him, and the records and papers of the Commissary General deposited in his office, requiring frequent reference, are at least equal to the labors of any other State House officer ; and your committee are of opinion that justice to the incumbent, and a due regard to the public interest, require that he should be allowed a clerk.



Your committee, therefore, recommend the adoption of the accompanying joint resolution.

THOS. MORRIS, *Chairman*.

On motion, said resolution was taken up, read and adopted.

The House took up the report of the committee on the Senate bill to incorporate the Lumpkin Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to prevent the distillation of cereals and the sugar cane into spirituous liquors, in the State of Georgia, until the meeting of the next General Assembly, etc., was read the third time and lost.

The House took up the amendments to the Senate bill to amend the law effecting service of bills in equity to marshal the assets of the estates of deceased persons, and insisted on the same.

The House took up the report of the committee on the reconsidered bill for the relief of Albert Fields, of Dougherty county, and legalize his marriage with Caroline C. Floyd.

Mr. KIBBEE, of Pulaski, moved to strike out the first section; which motion was lost.

Mr. McCULLOUGH, of Jones, moved the indefinite postponement of the bill; which motion was lost.

The previous question was called and sustained, the report was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 74, and nays 47.

Those voting in the affirmative are Messrs.

Atkinson,	Gunnells,	Morris, of Franklin,
Benson,	Hand,	Morrow,
Brown, of Early,	Harden,	Montgomery,
Brock,	Hargett,	Moughon,
Bulloch,	Hill,	Oates,
Byrd,	Howard, of Bartow,	Peebles,
Candler,	Hockenhull,	Pickett,
Colley,	Hudson,	Phillips,
Dart,	Humphreys,	Quillian,
Davenport,	Hughes, of Twiggs,	Ragsdale,
Dickson, of Walker,	Martin,	Redwine,
Dixon, of Macon,	McDowell, of Heard,	Reese,
Durham,	McLendon,	Rhodes,
Ford,	McRae,	Robinson, of
Fraser,	McWhorter, of	Laurens,
Gartrell,	Greene,	Rogers,
Glenn,	McWhorter, of	Roundtree,
Green,	Oglethorpe,	Russell, of Chatham,
Grogan,	Mizell,	Sale,

Scandrett,	Stanfield,	White,
Sharp,	Sumner,	Wilburn,
Shaw,	Swearingen,	Williams, of Dooly,
Shepard,	Tucker,	Woods, of Floyd,
Sims, of Bartow,	Umphrey,	Woods, of Morgan,
Smith, of Clinch,	Usry,	Woodward,
Snead,	Wall,	Womble.
Stapleton,	Watkins,	

Those voting in the negative are Messrs.

Asbury,	Gibson,	Morell,
Baker,	Gross,	Mitchell, of
Barnes,	Harrison,	Thomas,
Baynes,	Hicks,	Mitchell, of
Bennett,	Holliday,	Gwinnett,
Boyd,	Howard, of	Moses,
Burch,	Lumpkin,	Peebles,
Byington,	Hughes, of Union,	Ridley,
Cabaniss,	Johnson, of Henry,	Rumph,
Cameron,	Jones, J. B.,	Simms, of Newton,
Dodson,	of Burke,	Stallings,
Dodds,	Kibbee,	Starr,
Dorsey,	Maddox, of Fulton,	Tench,
Edge,	Mallard,	Thomas,
Ellington,	McCullough,	Wicker,
Evans,	McQueen,	Willis,
Fincannon,	Morris, of	Williams, of Bryan.
French,	Montgomery,	

Ayes, 74; nays, 47. So the bill was passed.

The House took up the report of the committee on the Senate bill to change section 2500 of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to change the time of holding the Supreme Court, so far as concerns the Macon, Southwestern, Pataula and Chattahoochee Circuits, was read the third time and lost.

The House took up the report of the committee on the Senate bill to so modify the laws against lotteries, as to enable children of destitute soldiers and orphans of deceased soldiers to receive a liberal education.

Mr. GREEN offered an amendment to come in at the end of the fourth section, which was agreed to.

Mr. MCWHORTER, of Greene, moved to amend by striking out that portion of the bill which exempts the property of the corporation from taxation, which motion prevailed.

Mr. DODSON, of Catoosa, offered an additional section as an amendment, as follows:

SEC. —. The General Assembly reserves the right to repeal the charter at any time before the expiration of the time here limited.

Which amendment was lost.

Mr. MOSES moved to amend by inserting as corporators the names of Mrs. William H. T. Walker, Mrs. George Doles, and Mrs. Charles J. Williams.

Mr. HARRISON, of Chatham, moved to amend Mr. Moses' amendment by inserting the name of Mrs. Phebe Pember, which motion prevailed, and the amendment as amended was agreed to.

The report of the committee as amended was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 75 and nays 50.

Those voting in the affirmative are Messrs.

Adams,	Hill,	Rogers,
Atkinson,	Hollis,	Roundtree,
Baker,	Hughes, of Twiggs,	Russell, of
Barnes,	Jones, J. B., of	Chatham,
Baynes,	Burke,	Russell, of
Benson,	Kibbee,	Muscogee,
Brock,	Maddox, of Fulton,	Sale,
Bulloch,	McCullough,	Scandrett,
Byington,	McDowell, of	Shaw,
Cabaniss,	Heard,	Shepard,
Candler,	McDowell, of Pike,	Snead,
Colley,	McLendon,	Stallings,
Dart,	McQueen,	Stapleton,
Dixon, of Macon,	Morell,	Starr,
Dodds,	Morris, of	Sumner,
Durham,	Franklin,	Swearingen,
Edge,	Morrow,	Tench,
Evans,	Mitchell, of	Thomas,
Fincannon,	Thomas,	Tucker,
Ford,	Moses,	Watkins,
French,	Oates,	White,
Gartrell,	Peebles,	Wicker,
Gibson,	Peeples,	Willis,
Green,	Phillips,	Williams, of Bryan,
Grogan,	Redwine,	Winningham,
Gross,	Reese,	Womble.
Hand,	Ridley,	
Harrison,	Robinson,	
	of Laurens,	

Those voting in the negative are Messrs.

Asbury,	Dickson, of Walker,	Holliday,
Bennett,	Dodson,	Howard, of
Boyd,	Dorsey,	Lumpkin,
Bush,	DuBose,	Humphreys,
Burch,	Ellington,	Hughes, of Union,
Byrd,	Gunnells,	Johnson, of Henry,
Cameron,	Hicks,	Mallard,
Davenport,	Hinton,	Martin,

McCutchen,	Montgomery,	Simms, of Newton,
McWhorter, of	Pickett,	Smith, of Clinch,
Greene,	Quillian,	Stanfield,
McWhorter, of	Ragsdale,	Umphrey,
Oglethorpe,	Rhodes,	Usry,
Mizell,	Robertson, of	Wall,
Morris, of	Walton,	Wilburn,
Montgomery,	Rumph,	Williams, of Dooly,
Mitchell, of	Sharp,	Woods, of Floyd,
Gwinnett,	Sims, of Bartow,	Woods, of Morgan,
	Woodward.	

Yeas, 75; nays, 50. So the bill was passed.

Leave of absence was granted to Mr. McComb, who is confined in his room on account of sickness.

On motion of Mr. McWHORTER, of Greene, the House adjourned until 9½ o'clock to-morrow morning.

TUESDAY, December 4th, 1866.

9½ o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. DORSEY, of Hall, moved to reconsider so much of the Journal of yesterday as relates to the action of the House on the bill to compensate Messrs. Boughton, Nisbet, Barnes & Moore for public printing, etc., which motion was lost.

Mr. RIDLEY, of Troup, moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to prevent fishing and hunting upon the lands of another without the consent of the owner, in certain cases, which motion prevailed.

Mr. BROCK, of Haralson, moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to authorize the Governor to draw his warrant on the Treasurer in favor of A. C. Holt, for the last quarter's salary of Hon. W W Holt, Judge of the Middle Judicial Circuit, which motion prevailed.

Mr. GLENN, of Whitfield, moved a reconsideration of so much of the Journal as relates to the loss of the bill for the relief of William J. Williams, of the county of DeKalb, which motion was lost.

Mr. MOSES moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to

so far modify the laws against lotteries as to enable children of destitute soldiers and orphans of deceased soldiers to receive a liberal education, which motion prevailed.

On motion of Mr. REDWINE, a seat on the floor of the House was tendered to General L. J. Gartrell, during his stay in the city.

Mr. RUSSELL, of Muscogee, offered a resolution fixing the hour at which the General Assembly will adjourn *sine die*, and limiting debate.

Mr. RUSSELL, of Muscogee, moved to suspend the rule to take up said resolution, which motion was lost.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An act to extend the aid of the State to the completion of the Macon and Brunswick Railroad, and for other purposes.

Also, a resolution supplemental to, and explanatory of the act to extend the aid of the State to the completion of the Macon & Brunswick Railroad; which I am directed to report to the House of Representatives, with a communication in writing.

On motion of Mr. McCULLOUGH, of Jones, the communication was taken up and read, and is as follows;

#### EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, 3d December, 1866.

*To the House of Representatives:*

I have assented to and signed "An Act to extend the aid of the State to the completion of the Macon & Brunswick Railroad, and for other purposes," and also certain resolutions explanatory of said act, both of which originated in your body. The two were signed at the same time, being taken together, as one complete legislative act. It is due to myself, and to prevent erroneous inferences, that I should briefly present my views in regard to State aid to such enterprises generally, as a system, and the considerations which have controlled me in this particular case.

Georgia, as a State, has already invested in the construction of railroads, nearly \$10,000,000, and this has been done so judiciously as to dispense the benefits of her investments among all existing railroads, and, through them, among the people generally. The chief investment has been made in the Western & Atlantic Railroad, which is the connecting link between other railroads in the State and those of the West and Northwest. This I regard as the wisest, safest and most comprehensive plan of extending State aid. It has

proven munificent aid to the whole system, and to the citizens, with their diversified pursuits and interests. A portion of the debt contracted for its completion is still unpaid, and a considerable one has recently been added, to repair the ravages it sustained during the war. Having done this much for the cause, it would be very unwise to embark in a general system of aid in the form of credits. Certain recent occurrences, which need not be mentioned, her present necessities, and her uncertain future, all admonish her to be chary of her credit. Its indiscriminate or lavish extension to private corporations would unquestionably give it a stunning shock. Your Journal shows that several of these are now asking of her such aid. You have already determined by your action to avoid both extremes—that of granting all such applications, and that of refusing all. I frankly confess that, in my judgment, the better course would have been the latter, for the present at least. You have determined, in passing upon them, to discriminate. Aside from the present embarrassed condition of our affairs, it might be conceded that there are exceptional cases, and even now, in deference to the General Assembly, I yield my preference as to the general policy to be pursued on this question, and will carefully consider the merits of each as it may arise.

The bill and resolutions now under consideration have been assented to for the following reasons :

The Macon & Brunswick Railroad connects an important interior commercial city with one of the best ports on the south Atlantic coast—a port confessedly better than any now in general use on that line. Such a port is of incalculable value, if made accessible to a fertile interior region. The railroad communications which Macon enjoys with every portion of the State, and with coterminous States, are well known. With two such termini, argument is not needed to prove that this road will be a most important commercial highway.

One million of capital has been actually paid in by the company and expended in construction. Three hundred thousand dollars of additional capital has been subscribed, and though not yet paid in, is considered entirely secure. Fifty miles of the road have been finished and are in daily operation; seventy miles more have been graded and made ready for the superstructure.

Before the full amount of the State's endorsement can be obtained, eight hundred and fifty thousand dollars of additional capital must be *bona fide*, subscribed and paid in. Aggregating the present capital paid in, subscribed, and the means which this legislation will place in the hands of the company, I am satisfied, after careful investigation, that the road will be completed without further aid from the State—a

most important consideration. The facts and strong probabilities as apprehended by me, are these:

1. The road is a very important one to the State.
2. It has now *bona fide* capital paid in and subscribed exceeding one-third of its entire cost and equipment.
3. More than one-fourth of it is finished and in operation.
4. More than one-third, in addition, is graded for the reception of the superstructure.
5. Without the aid asked from the State, its completion will be indefinitely postponed, whilst with it, an early completion may be expected, the necessary means having been secured.
6. The title to the property purchased with the State's aid will be in the State, and, on all the property, there will be a lien, with the right of entry and user, or of sale.
7. A limit is placed upon the price at which the endorsed bonds may be sold.
8. A contingent fund of two per cent. upon the State's endorsement is to be annually invested in the State's bonds proper, and deposited with the Governor for the redemption of the endorsed bonds.

Having made such scrutiny, I have come slowly to the conclusion that an exceptional case has been made out, and I will not dissent from your action.

Allow me, however, most respectfully to add that it is equally incumbent upon the General Assembly and the Executive to subject each case that may be presented to like scrutiny, that there may be neither peril to State credit, nor risk of further application for State aid, nor doubt of the success and general utility of the enterprise.

CHARLES J. JENKINS.

Mr. ADAMS, Chairman, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* The Committee on Finance have had under consideration the following bills, to-wit:

A bill to be entitled an act for the relief of Henry J. G. Williams: which they recommend do pass.

Also, a bill to be entitled an act to make valid the issuing of scrip in the county of Lowndes to build a jail: which they recommend do pass.

Also, a bill to be entitled an act to amend an act, entitled an act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866: which they recommend do pass.

Also, a resolution relative to the revised Code of Georgia Laws, by Judge David Irwin. They recommend the adoption of the substitute, as amended, in lieu of the original.

Also, a bill to be entitled an act to compensate Dr. William

Anderson for treating small-pox: which they recommend do not pass.

Also, a bill to be entitled an act to require the Superintendent of the Western & Atlantic Railroad to pay for wood and cross-ties furnished the road prior to the occupation of the road by the Federal army: which they recommend do not pass.

Also, a bill to pay Dr. W. A. Green, of the county of Sumter, for attending small-pox cases in the year 1865: which they recommend do not pass.

Also, a bill for the relief of Mrs. Turner, the widow of W. W. Turner, late of Sumter county, deceased: which they recommend do not pass.

Also, a bill to remit fifty per cent. of the State tax for the county of Jefferson for the year 1866, and place the same at the disposal of the Inferior Court of said county, for the purpose of building a jail in said county: which they recommend do not pass.

Also, a bill to compensate the Ordinary of Macon county for administering the amnesty oath: which they recommend do not pass.

Also, a bill to be entitled an act for the relief of R. G. Norton, of the county of Effingham: which they recommend do not pass.

Also, a bill to be entitled an act to reduce the per diem of the officers and members of the General Assembly of the State of Georgia: which they recommend do not pass.

Also, a bill to be entitled an act to remit the State tax of the county of Appling for the years 1866 and 1867, for the purpose of building a jail in said county, and for other purposes herein mentioned: which they recommend do not pass.

Also, a bill to be entitled an act to change the law in relation to interest on money: which they recommend do not pass.

Also, a bill for the relief of James Houston, of the county of Glynn: which they recommend do not pass.

Also, a bill to compensate the principal and assistant keepers of the Penitentiary for extra services in keeping the chain gang: which they recommend do not pass.

Also, a bill to be entitled an act for the relief of John S. Penticost, of the county of Carroll, and for other purposes: which the committee report back to the House without recommendation.

F. W. ADAMS,

*Chairman Finance Committee.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:



A bill for the relief of James H. Holland, of the county of Jackson.

A bill to change the time of holding the semi-annual sessions of the County Court of Columbia county.

A bill to allow Ordinaries of this State to grant letters of administration, guardianship and dismission, and leave to sell land in certain cases without publication of citation, as now required by law

A bill to amend section 3401 of the Code by inserting certain words therein.

A bill to amend an act to amend an act entitled an act to establish a permanent Board of Education for the city of Savannah, and to incorporate the same, and for other purposes, approved March 21st, 1866, and to change the name and extend the authority and powers of said Board, and for other purposes.

A bill to authorize the owners of lands lying on Middle river, in the county of Banks, to remove obstructions from the same, and for other purposes.

A bill to punish insurrection, or attempt at insurrection, by the convicts of Penitentiary and chain gang.

A bill to define and prescribe the liabilities of the stockholders of Banks in this State, and for other purposes.

A bill to incorporate the Wilcoxon Manufacturing Company.

A bill to incorporate the Middle River Mining Company, to confer upon said company all the rights, powers, privileges and immunities, and to impose all the restrictions and liabilities which are granted to, and imposed upon, the Little River Mining Company by act of incorporation, approved March 21st, 1866, so far as they are consistent with the provisions of this act, and for other purposes.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to incorporate the Raccoon Coal Mining Company, and to extend the provisions of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

A bill to make valid contracts of apprenticeship made by citizens of Georgia with agents of the Freedmen's Bureau.

A bill to regulate the pay of grand and petit jurors of the county of Meriwether, and to repeal conflicting laws.

A bill to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the superintendents, clerks, and those who consolidated the returns of elections of said county, for their services.

A bill to encourage sheep raising in this State.

A bill to amend the 16th section of an act, incorporating the town of Adairsville, in Bartow county, Georgia.

The Senate have concurred in the amendments of the House of Representatives to the following bill of the Senate, to-wit:

A bill to amend an act incorporating the city of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

The Senate have also agreed to the following resolutions, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A resolution in reference to the McIntosh Reserve, and other reserves.

A resolution appointing a committee to examine and report upon a work on Parliamentary Law, prepared by John B. Weems, Esq.

A resolution relating to the repairing of State House, and for other purposes.

A resolution authorizing the Superintendent of the Western & Atlantic Railroad to investigate and adjust the claim of H. D. Cothran, Administrator of James Sproulls, deceased, to a certain steam portable engine, now in possession of said road at Graysville.

The Senate have also passed the following bills of the House of Representatives with amendments, in which they ask the concurrence of this branch of the General Assembly, to-wit:

A bill to authorize the Inferior Court of Camden county to levy a special tax for county purposes, and to regulate the same.

A bill to repeal an act assented to December 11th, 1858, to change the line between the counties of Dougherty and Worth, and to re-establish said line.

The House took up the reconsidered bill to so modify the laws against lotteries as to enable children of indigent soldiers and orphans of deceased soldiers to receive a liberal education.

The report was amended, and as amended agreed to, the previous question was called and sustained, and upon the passage of the bill the ayes and noes were required to be recorded, and resulted in ayes 31; noes 97

Those voting in the affirmative are Messrs.

Benson,	Hockenhull,	Reese,
Candler,	Hughes, of Twiggs,	Robinson,
Dodds,	Jones, J. B.,	of Laurens,
Durham,	of Burke,	Sale,
French,	McQueen,	Stapleton,
Gartrell,	Morris, of Franklin,	Swann,
Gibson,	Mitchell, of Thomas,	Watkins,
Green,	Peebles,	White,
Grogan,	Pickett,	Winningham,
Hand,	Phillips,	Womble,
Hill,		

Those voting in the negative are Messrs.

Asbury,	Howard, of Bartow,	Oates,
Barnes,	Hudson,	Peebles,
Baynes,	Hughes, of Union,	Quillian,
Bennett,	Johnston, of	Ragsdale,
Boyd,	Forsyth,	Ridley,
Brown, of Early,	Johnson, of Henry,	Robertson,
Bulloch,	Jones, J. J.,	of Walton,
Bush,	of Burke,	Rogers,
Burch,	Kibbee,	Roundtree,
Byrd,	Lindsay,	Rumph,
Cabaniss,	Mattox, of Elbert,	Russell, of Muscogee,
Cameron,	Mallard,	Scandrett,
Cook,	Martin,	Sharp,
Colley,	McCullough,	Sims, of Bartow,
Davenport,	McCutchen,	Simms, of Newton,
Dickson, of Walker,	McC'omb,	Snead,
Dixon, of Macon,	McDowell,	Speer,
Dodson,	of Heard,	Stallings,
DuBose,	McDowell, of Pike,	Stanfield,
Edge,	McDougald,	Stanton,
Ellington,	McLendon,	Tench,
Evans,	McRae,	Thomas,
Fincannon,	McWhorter,	Umphrey,
Ford,	of Oglethorpe,	Usry,
Fraser,	Mizell,	Wall,
Glenn,	Morell,	Wilburn,
Gross,	Morrow,	Williams, of Bryan,
Gunnells,	Mitchell,	Williams, of
Harrison,	of Gwinnett,	Bulloch,
Harden,	Montgomery,	Woods, of Floyd,
Hargett,	Moses,	Woods, of Morgan,
Hicks,	Moughon,	Woodward.
Holliday,		

Yeas, 29 ; nays, 97 So the bill was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bill, which I am directed to transmit forthwith to this branch of the General Assembly, to-wit :

A bill to provide for the citizens of Twiggs county, to settle the question of the removal of the county site from Marion, its present location, to Jeffersonville, in said county.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit :

An act to amend an act incorporating the city of Bainbridge, in the county of Decatur, and the acts amendatory thereof.

The House took up the reconsidered bill to prevent hunting and fishing by any person on the land of another without the consent of the owner, in certain cases.

'On motion, the said bill was so amended as to limit the provisions of the bill to the counties of Troup, Fulton, Muscogee, Burke, Randolph, Hancock, Elbert, Campbell, Calhoun, Chatham, Liberty, Lee, Oglethorpe, Bryan, Jefferson, Stewart, Baldwin, McIntosh, Thomas, Glasscock, Effingham, Bulloch, Jones, Camden, Glynn, Johnson and Emanuel only.

The report as amended, was then agreed to, the bill was put upon its passage, and the ayes and noes were required to be recorded thereon, which resulted in ayes, 46; and noes 86.

Those voting in the affirmative, are Messrs.

Asbury,	Jones, J. B.,	Peeples,
Brown, of Early,	of Burke,	Pickett,
Bush,	Jones, J. J.,	Phillips,
Colley,	of Burke,	Ridley,
Davenport,	Lindsay,	Robinson,
Dixon, of Macon,	Maddox, of Fulton,	of Laurens,
Dozier,	Mattox, of Elbert,	Roundtree,
DuBose,	Mallard,	Sale,
Edge,	Martin,	Shaw,
Evans,	McCullough,	Simms, of Newton,
Ford,	McWhorter,	Stapleton,
Fraser,	of Green,	Swann,
French,	McWhorter,	Swearingen,
Gibson,	of Oglethorpe,	Usry,
Hand,	McQueen,	Willis,
Harrison,	Morell,	Williams,
Hicks,	Mitchell,	of Bryan,
Holliday,	of Thomas,	Williams, of Bulloch.

Those voting in the negative, are Messrs.

Barnes,	Dorsey,	Hockenhull,
Benson,	Durham,	Hudson,
Boyd,	Ellington,	Humphreys,
Brock,	Fincannon,	Hughes, of Union,
Bulloch,	Gartrell,	Johnston, of
Burch,	Glenn,	Forsyth,
Byrd,	Green,	Johnson, of Henry,
Byington,	Grogan,	Johnson, of Wilcox,
Cabaniss,	Gross,	Kibbee,
Cameron,	Gunnells,	McCutchen,
Candler,	Harden,	McDowell,
Carter,	Hargett,	of Heard,
Cook,	Hinton,	McDougald,
Dickson, of Walker,	Howard,	McLendon,
Dodson,	of Lumpkin,	McRae,
Dodds,	Howard, of Bartow,	Mizell,

Morris,	Rogers,	Sumner,
of Montgomery,	Rumph,	Tench,
Morris, of Franklin,	Russell, of Chatham,	Thomas,
Morrow,	Russell,	Tucker,
Mitchell,	of Muscogee,	Umphrey,
of Gwinnett,	Scandrett,	Vason,
Moughon,	Sharp,	Wall,
Oates,	Shepard,	White,
Peebles,	Sims, of Bartow,	Wilburn,
Quillian,	Smith, of Clinch,	Williams, of Dooly,
Ragsdale,	Stallings,	Winningham,
Reese,	Stanfield,	Woods, of Floyd,
Robertson,	Starr,	Woods, of Morgan,
of Walton,	Stanton,	Woodward,
	Womble,	

Ayes, 46 ; nays, 86. So the bill was lost.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following act, to-wit:

An act to incorporate the Chestatee Fluming and Mining Company.

Also, the following resolutions, to-wit:

A resolution requesting the Governor to pardon R. W. Chaffin.

A resolution in reference to the illustrious State prisoner, Jefferson Davis.

*Mr. Speaker:* The Committee on Agriculture and Internal Improvements have had before them the following bills, to-wit:

A bill to be entitled an act to provide for the appointment of a State Geologist, define his duties, and the amount he shall receive for his services: and recommend the adoption of a substitute for the same.

Also, a bill to be entitled an act to incorporate the Kellogg Gold Mining and Manufacturing Company: and recommend the passage of the bill with the amendments proposed by the committee.

Also, a bill to be entitled an act to incorporate the Savannah, Skidaway & Sea Board Railroad Company: and recommend its passage, with the amendments proposed by the committee.

Also, a bill to be entitled an act to aid, by the endorsement of the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville: and recommend that the same do pass.

Also, a bill to be entitled an act to incorporate the town of McIntosh, at Indian Springs, in the county of Butts, and to

amend an act passed 25th December, 1837, to incorporate the Indian Spring, in said county: and recommend the passage of the bill, with amendments.

Also, a bill to be entitled an act to incorporate the Gainesville & Dahlonega Railroad Company, and for other purposes: and recommend the passage of the same, with an amendment.

The House took up the report of the committee on the bill to allow executors and administrators of other States and Territories of the United States, to qualify and act as such in this State, in certain cases, for which, the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of indigent widows and orphans, and wounded and disabled soldiers, in this State, was referred to the Committee on Finance.

Mr. BARNES, from the Committee on Banks, submitted the following report:

The Committee on Banks, to whom was referred "A bill entitled an act to authorize the Southwestern Insurance Company of New Orleans to establish branches and appoint one or more Directors in this State," have considered the same, and recommend that it do pass.

GEORGE T. BARNES,  
*Chairman.*

The House took up the Senate amendments to the bill to authorize the Justices of the Inferior Court of Camden county to levy an extra tax for county purposes, and concurred in the same.

The House took up the report of the committee on the bill to extend the aid of the State to the completion of the Muscogee Railroad.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 51, and nays 67.

Those voting in the affirmative are Messrs.

Brock,	Edge,	Howard, of Lumpkin
Bulloch,	Fincannon,	Hockenhull,
Byington,	French,	Jones, J. B.,
Cabaniss,	Gibson,	of Burke,
Carter,	Glenn,	Kibbee,
Dart,	Green,	Maddox, of Fulton,
Davenport,	Gunnells,	Martin,
Dodds,	Hill,	McComb,
Dorsey,	Hollis,	McDowell, of Pike,

McDougald,	Mitchell,	Scandrett,
McRae,	of Gwinnett,	Shaw,
McWhorter,	Moses,	Stallings,
Oglethorpe,	Pickett,	Starr,
McQueen,	Phillips,	Swann,
Morris, of	Robinson, of Laurens	Swearingen,
Montgomery,	Rumph,	Tucker,
Morris, of Franklin,	Russell,	Willis,
Mitchell, of Thomas	of Muscogee,	Woodward.
	Womble.	

Those voting in the negative are Messrs.

Asbury,	Hicks,	Ragsdale,
Baker,	Hinton,	Reese,
Baynes,	Holliday,	Rhodes,
Bennett,	Hughes, of Union,	Ridley,
Benson,	Johnston, of	Rogers,
Boyd,	Forsyth,	Roundtree,
Brown, of Early,	Johnson, of Henry,	Sale,
Burch,	Jones, J. J.,	Sharp,
Byrd,	of Burke,	Shepard,
Candler,	Mattox, of Elbert,	Sims, of Bartow,
Cook,	Mallard,	Simms, of Newton,
Dickson, of Walker,	McCullough,	Speer,
Dixon, of Macon,	McCutchen,	Stanfield,
Dodson,	McDowell, of Heard,	Stanton,
Durham,	McLendon,	Tench,
Ellington,	McWhorter, of	Thomas,
Evans,	Greene,	Umphrey,
Fraser,	Mizell,	Usry,
Gartrell,	Morrow,	Wall,
Grogan,	Montgomery,	Watkins,
Hand,	Oates,	Williams, of Bryan,
Harrison,	Peebles,	Winningham,
Harden,	Peebles,	Woods, of Floyd,
Hargett,	Quillian,	Woods, of Morgan.

Yeas, 51 ; Nays, 67. So the bill was lost.

Leave of absence was granted to Mr. Stewart, of Spalding, and Mr. Harlan, of Cherokee, on account of sickness.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Leave of absence was granted to Mr. Humphries, of Lincoln, who is now confined in his room from sickness.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker:* The Senate have passed the following bill which I have been directed to transmit forthwith to this branch of the General Assembly, to-wit:

A bill for the pardon of Creed T. Wise, a convict in the Penitentiary of Georgia for murder.

The Senate bill to compel the Judges of the Supreme Court to read their decisions from the bench, and sign the same at the opening of each and every session, and for other purposes, was read the third time and lost.

The House took up the report of the committee on the Senate bill to add an additional section to the 10th division, part 4th, title 1st, of the Penal Code of this State.

Mr. RIDLEY, of Troup, moved the indefinite postponement of the bill.

The previous question was called and sustained, and the motion to indefinitely postpone prevailed.

The Senate bill to amend the section 3764 of the Code of Georgia by adding the words "or districts," after the word "county" in the second line of said section, was read the third time and lost.

The House took up the report of the committee on the Senate bill to amend the charter of the Kenesaw Mining Company of Georgia, and to change the name of the same.

Mr. GLENN, of Whitfield, offered a substitute for said bill, which was received.

On motion of Mr. MOSES, the bill and substitute were referred to the Committee on the Judiciary.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit:

An act to regulate the pay of grand and petit jurors of the county of Meriwether, and to repeal conflicting laws:

Also, an act to amend the 16th section of the act incorporating the town of Adairsville, in Bartow county, Georgia.

Also, an act to encourage sheep raising in this State.

Also, an act to authorize and require the Justices of the Inferior Court of Decatur county to order the payment of the superintendents, clerks, and those who consolidate the returns of elections of said county, for their services.

Also, an act to incorporate the Raccoon Coal Mining Company, and to extend the provisions of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

Also, an act to make valid contracts of apprenticeships made by citizens of Georgia with agents of the Freedmen's Bureau.



Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act, to amend an act, approved on the 30th day of November, 1859, to authorize the administrator of the estate of James Young, Sr., deceased, of Bulloch county, to sell the property of said estate. Recommend it do not pass.

Also, a bill to be entitled an act to amend the 7th clause of the 1670th paragraph, 2d section, part 2d, title 2d, chapter 1st, article 1st of the revised Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of administrators, executors and trustees in certain cases. Recommend it do not pass.

Also, a bill to be entitled an act to fix a day as the day of the date of the actual abolition of slavery in the State of Georgia, and to establish a scale of the depreciation of Confederate currency in certain cases throughout the same. Recommend it do not pass.

Also, a bill to be entitled an act to amend the 1st section of an act authorizing the appointment of vendue masters in several corporate towns and cities in this State, approved 21st February, 1866. Recommend it do not pass.

Also, a bill to be entitled an act to amend the 4452d paragraph, part 4th, title 1st, of the revised Code of this State. Recommend it do not pass.

Also, a bill to be entitled an act to regulate the liens of judgments and executions, and the sale of personal property levied on by final process. Recommend it do not pass.

Also, a bill to be entitled an act to amend an act, entitled an act to fix the times of holding the Supreme Court of this State, and for other purposes, assented to February 20th, 1866.

Also, a bill to be entitled an act to change the 4270th section of the Code. Recommend it do not pass.

Also, a bill to be entitled an act to allow John Girardeau, an aged and crippled citizen of the county of Liberty, to peddle any where in the State without license. Recommend it do not pass.

Also, a bill to be entitled an act to relieve husbands and wives who have been separated for fifteen years. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Albert H. Kendrick, of Sumter county. Recommend it do not pass.

Also, a bill to be entitled an act to empower any sheriff or jailor to discharge a prisoner, or prisoners, in certain cases. Recommend it do not pass.

Also, a bill to be entitled an act to make it a misdemeanor for any person to kill or injure any stock that may enter upon land planted, not enclosed by fences. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of the people of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act for the permanent relief of the people of this State. Recommend it do not pass.

Also, a bill to be entitled an act declaratory of the law touching contracts, debts, liens, obligations made and entered into and incurred prior to the 1st day of June, 1865, where the credit given was based in part or in whole upon slave property; and to prevent the collection of the same, except in the ratio which the value of all property other than slave property bore, to the value of the slave property of the debtor, at the time the credit was given or obligation was incurred. Recommend it do not pass.

Also, a bill to be entitled an act to amend the 1971st and 1973d sections of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to regulate the fees of Justices of the Peace, in certain cases therein specified. Recommend it do pass.

Also, a bill to be entitled an act for the relief of E. B. Loyless, of Webster county. Recommend it do pass.

Also, a bill to be entitled an act to amend an act entitled an act to define and regulate court contracts, and to prescribe the manner of enforcing the same in the County Courts, approved 17th March, 1866. Recommend it do pass.

Also, a bill to be entitled an act to amend section 3883 of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to legalize marriages by colored ordained ministers of the gospel, and also to authorize such colored ordained ministers, or minister of African descent to solemnize future marriages between freedmen and freedwomen, or persons of African descent only. Recommend it do pass.

Also, a bill to be entitled an act to fix the times of holding the Supreme Court, and to regulate proceedings therein. Recommend it do pass as amended.

Also, a bill to be entitled an act to authorize William J. Pickelhainer, of the county of Towns, and other disabled soldiers of the late war, to peddle goods, wares and merchandise without charge for license. Recommend it do pass as amended.

Also, a bill to be entitled an act to define the liabilities of principal and securities of criminal bonds, and for other purposes. Recommend it do pass as amended.

Also, a bill to be entitled an act to give landlords a lien

upon the crops of tenants for stock, farming utensils and provisions furnished such tenants for the purpose of working a crop. Recommend it do pass as amended.

Also, a bill to be entitled an act to authorize the Governor to sell certain lands especially reserved to the State, and to appropriate the proceeds thereof to the education of orphans of deceased soldiers and indigent soldiers in this State. The Committee report a resolution, which they recommend be adopted.

Also, a bill to be entitled an act to repeal an act entitled an act to amend an act to incorporate the Atlanta Medical College, assented to December 11th, 1858. The Committee report it back without recommendation.

Also, a bill to be entitled an act for the relief of the estate of John C. Dumas, late of Jones county, deceased. Recommend it do pass as amended.

Also, a bill to be entitled an act to authorize the marriage of Mary Ann Drakeford, and relieve her of all disabilities and penalties therefor. The Committee report a substitute, which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to authorize J. Lamar Chappell, of Muscogee county, to plead and practice law in the different courts of law and equity in this State, and make him liable in law for his contracts, upon certain conditions. Recommend the bill do pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

The House took up the report of the committee on the Senate bill to prevent the destruction of fish in times of low water, in the county of Emanuel, and to punish the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon, known as the State's Reserve, and to repeal the proviso to the first section and second section of the act to vest that portion of land below the city of Macon, known as the State's reserve, in the corporate authorities of the city of Macon, approved March 6th, 1856.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to repeal section 1439 of the Code of Georgia was read the third time and lost.

The bill to repeal so much of the first section of an act entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of

the Code of Georgia, was referred to the Committee on the Judiciary.

The House took up the report of the committee on the bill of the Senate to repeal an act assented to 15th of December, 1862, in relation to an assessment of tax on cotton as merchandise.

Mr. MOSES, offered an amendment, which was ruled out of order.

The report was disagreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to repeal the fifth section of an act entitled an act to repeal an act entitled an act to extend the civil jurisdiction of Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and Constables of county districts in the county of Chatham to be residents of the districts of which they are elected, assented to 21st December, 1835, so far as the civil jurisdiction of the Justices of the Peace for the 1st, 2d, 3d and 4th districts Georgia militia, in the city of Savannah, are concerned, and to establish rates of fees of magistrates and constables in the city of Savannah, approved February 17th, 1854.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to alter the time of holding the County Court in the county of Stewart.

Mr. FRENCH, of Schley, moved to amend by changing the time of holding the semi-annual sessions of the County Court of Schley county, which motion prevailed.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to provide for the election by the citizens of McIntosh county to settle the question of the location of their county site.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to alter and amend an act, approved March 17th, 1866, entitled an act to organize a County Court, to define its jurisdiction, and for other purposes, was read the second time and committed for a third reading; made the special order for Thursday next, and two hundred copies ordered to be printed for the use of the House.

The Senate bill to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved March 17, 1866, and for the preservation and transfer of suits, writs

and processes from the Inferior Court to the County Court, and for other purposes, was read the second time and referred to the Committee on the Judiciary

On motion, the House took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House reassembled and took up the engrossed bill to amend an act, entitled an act to incorporate Cotton Hill Male and Female Seminary, in the village of Cotton Hill, Clay county, and to appoint trustees for the same, approved March 6th, 1856.

The bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the town of Valdosta, in the county of Lowndes, for the election of Mayor, Councilmen and Marshal for the same, passed the 7th of December, 1860.

The report was agreed to, and the bill was passed.

The House took up the substitute of the Senate for the bill to repeal an act, assented to December 11th, 1858, to change the lines between the counties of Dougherty and Worth, and re-establish said line between said counties.

The substitute was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to declare in full force an act, entitled an act to incorporate the town of Dahlonga, in the county of Lumpkin, assented to December 11th, 1858; and an act, amendatory thereof, assented to December 10th, 1859, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the city of Brunswick.

Mr. DART offered an additional section, which was agreed to.

The report of the committee, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act, approved December 8, 1806, and an act approved February 18, 1854, so far as they apply to the county of McIntosh, and for other purposes.

Mr. MALLARD, of McIntosh, offered a substitute for the bill, which was adopted.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Van Wert Quarrying and Mining Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of E. B. Loyles, of Webster county.

The report was agreed to, the bill was read the third time and passed.

\* The House took up the report of the committee on the bill for the relief of Frederick Cox and Harrison Rogers.

The report was agreed to, the bill was read the third time and passed.

‡ The House took up the report of the committee on the bill to make legal the sale of the Bainbridge Academy lot, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

‡ The House took up the report of the committee on the bill to revive and declare of force an act to incorporate the town of Waynesboro', in the county of Burke, assented to December 10th, 1812, and the several acts amendatory thereof; to amend said acts, to increase the powers of the Commissioners thereof, to make valid their election and acts, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

‡ The House took up the report of the committee on the bill to incorporate the Merchants' and Planters' Bank of Augusta.

On motion the bill was indefinitely postponed.

‡ The House took up the report of the committee on the bill to incorporate the town of Senora, in the county of Coweta.

‡ The report was agreed to, the bill was read the third time and passed.

‡ The House took up the report of the committee on the bill for the relief G. W. Pucket, of the county of Cherokee.

Mr. GLENN, of Whitfield, moved to strike out the clause legalizing the marriage of G. W. Pucket, which motion prevailed.

‡ The report of the committee as amended was agreed to, the bill was read the third time and passed.

‡ The House took up the report of the committee on the bill to change the line between the counties of Heard and Carroll.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the line between the counties of Catoosa and Walker.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of the Mrs. Turner, widow of W W Turner, late of Sumter county, was withdrawn.

The House took up the report of the Committee on the bill to amend the charter of Athens Fire Company, No. 1.

The report was agreed to, the bill was read the third time and passed.

The bill to change the time of holding the County Court in Forsyth county, was postponed for the present.

The House took up the report of the committee on the bill to authorize J. Lamar Chappell, of Muscogee county, to plead and practice law in the different courts of law and equity in this State.

The bill was amended by striking out the second section.

The bill as amended was read the third time and lost.

The House took up the substitute from the Judiciary Committee for the bill to relieve Helen Lapham, formerly Helen Chaffin, and Mary Ann Drakeford, formerly Mary Ann Terry, from the legal disability to contract the marriage relation, and of all penalties for having contracted the same.

The substitute was adopted, the report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make valid the issuing of scrip by the Inferior Court of the county of Lowndes to build a jail.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add lot of land No. 84, in the 5th district of the county of Wilcox, to the county of Pulaski.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost:

A bill for the relief of Albert H. Kendrick, of Sumter county.

A bill to change the line between the counties of Worth and Colquitt.

A bill to straighten and change the line between Jasper and Putnam counties.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

WEDNESDAY, December 5th, 1866.

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. WOMBLE, of Upson, moved a reconsideration of so much of the Journal as relates to the rejection of the bill to aid by the endorsement of the bonds of the Muscogee Railroad Company, in order to enable the company to effect a connection with Barnesville.

The previous question was called and sustained, and the motion to reconsider prevailed.

On motion of Mr. FORD, of Worth, the House reconsidered so much of the Journal as relates to the action of the House on the bill to repeal an act to change the line between the counties of Dougherty and Worth.

Mr. WILLIS, of Talbot, moved the reconsideration of so much of the Journal as relates to the action of the House on the bill to authorize J. Lamar Chappell, of Muscogee county, to plead and practice law in the different Courts of law and equity in this State, and make him liable in law for his contracts, etc., which motion was lost.

Mr. McCULLOUGH, of Jones, moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to change the line between the counties of Putnam and Jasper, which motion was lost.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act for the relief of Albert Fields, of the county of Dougherty, and to legalize the marriage between him and Caroline C. Floyd, of Dougherty.

An act to change section 2500 of the Code of Georgia.

An act to incorporate the Lumpkin Manufacturing Company.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to amend section 980 of the Code of Georgia, by striking out the words "of which he is a resident," after the words "Congressional district," in said section.

A bill to incorporate the Rutherford Mining Company of Georgia.

A bill to incorporate the Albany & Atlantic Railroad Company.



A bill to so alter and change the county line between the counties of Twiggs and Jones as to add the residence of James Baker, from the county of Twiggs, to the county of Jones.

A bill to amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances and within a limited period, passed over the veto of the Governor by a vote of two-thirds, March 6th, 1866, by declaring how the same shall be construed.

A bill to provide for the appointment or election of Judge, in cases where the Judge may be a party or interested as counsel, and for other purposes.

Leave of absence was granted to Mr. Bush, of Miller, for the balance of the session, after to-day, on account of sickness in his family ; to Mr. Sims, of Bartow ; Mr. Hinton, of Jackson ; Mr. Tucker, of Meriwether, and Mr. White, of Hart, on account of sickness ; Hughes, of Twiggs, on special business.

The bill for the relief of Nancy Heald, wife of W. G. Heald, of Lee county, was read the third time and lost.

The bill for the permanent relief of the people of Georgia was laid on the table for the present.

The general appropriation bill was made the special order for to-morrow.

Mr. SNEAD, from the Committee on Finance, submitted the following report :

*Mr. Speaker:* The joint Finance Committee, to whom was referred a bill to be entitled an act for raising revenue for the political year 1867, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned, have had the same under consideration, and report the same back with the recommendation that the 18th section thereof be stricken therefrom ; that in the 19th section the sum of \$750.00 be inserted in lieu of \$1,500.00, and in the 20th section the sum of \$300.00 be inserted in lieu of \$1,500.00. They report additional sections, numbering from 21 to 37, inclusive, and, as amended, they recommend that the bill do pass.

Mr. SNEAD, chairman *pro tem.* of the Committee on Finance, submitted the following report :

*Mr. Speaker:* The Committee on Finance have had the following bills under consideration, to-wit :

A bill to be entitled an act for the relief of J. I. Miller, former Tax Receiver of the county of Fulton. Recommended it do not pass.

Also, a bill to be entitled an act for the relief of indigent

widows and orphans and wounded and disabled soldiers in this State. Recommend it do not pass.

Also, a resolution requesting a roll of officers and soldiers from Georgia who were in the late war, and said roll be published in book form. Recommend it do not pass.

CLAIBORNE SNEAD,

*Chairman Finance Committee, pro tem.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have agreed to the resolution of the House of Representatives in reference to the digest of the decisions of the Supreme Court, prepared by A. O. Bacon, Esq., with an amendment, in which they ask the concurrence of the House of Representatives; and which I am directed to return forthwith to this branch of the General Assembly.

Mr. MOSES, from a special committee, submitted the following report:

*Mr. Speaker:* The committee to whom was referred a revised Code of Georgia, prepared by Samuel C. Elam, Esq., have had the subject under consideration, and have had a conference with Mr. Elam.

Your committee find it impossible to form any opinion upon the merits of the work, and, with the concurrence of the author, respectfully recommend that the work should be referred to the same committee who have under consideration the work of Judge Irwin upon the same subject. Messrs. Hansel, Hammond and Bleckley compose that committee. Their attention is directed to the questions involved, and they are in every way competent to make a wise and just decision.

Respectfully,

R. J. MOSES,

*Chairman Special Committee.*

Milledgeville, December 5, 1866.

The House took up the report of the committee on the bill to fix the times of holding the Supreme Court of this State, and for other purposes, assented to February 20th, 1866.

The report was agreed to and the bill lost.

The House took up the reconsidered bill to aid by the endorsement of the bonds of the Muscogee Railroad Company, so as to enable the company to effect a connection with Barnesville, and upon its passage the yeas and nays were required to be recorded, and resulted in yeas 76, and nays 56.

Those voting in the affirmative are Messrs.

Atkinson,  
Bragg,  
Brock,  
Bulloch,

Byington,  
Cabaniss,  
Cameron,  
Carter,

Dart,  
Davenport,  
Dodds,  
Dorsey,

Dozier,	Maddox, of Fulton,	Ragsdale,
Durham,	Mattox, of Elbert,	Redwine,
Edge,	Martin,	Render,
Fincannon,	McDowell, of	Robinson, of
Ford,	Heard,	Laurens,
French,	McDowell, of Pike,	Rumph,
Gibson,	McDougald,	Russell, of
Glenn,	McRae,	Muscogee,
Green,	McWhorter, of	Scandrett,
Grogan,	Greene,	Shaw,
Gunnells,	McWhorter, of	Smith, of Clinch,
Hill,	Oglethorpe,	Speer,
Hollis,	McQueen,	Stallings,
Howard, of	Mizell,	Stanfield,
Lumpkin,	Morell,	Starr,
Hockenhull,	Morris, of	Sumner,
Hughes, of Twiggs,	Montgomery,	Swann,
Johnston, of	Morris, of Franklin,	Tench,
Forsyth,	Mitchell, of Thomas,	Thomas,
Johnston, of Pierce,	Mitchell, of	Wall,
Jones, J. B., of	Gwinnett,	Willis,
Burke,	Moses,	Winningham,
Kibbee,	Moughon,	Woodward,
Lawson,	Pickett,	Womble.
Lindsay,	Phillips,	

Those voting in the negative are Messrs.

Alexander,	Harden,	Rogers,
Asbury,	Hargett,	Roundtree,
Barnes,	Hicks,	Sale,
Bennett,	Holliday,	Sharp,
Benson,	Howard, of Bartow,	Shepard,
Boyd,	Hughes, of Union,	Simms, of Newton,
Brown, of Early,	Jones, J. J., of	Smith, of Hancock,
Bush,	Burke,	Snead,
Burch,	Mallard,	Stapleton,
Byrd,	McCullough,	Stanton,
Candler,	McCutchen,	Umphrey,
Cook,	McLendon,	Usry,
Dickson, of Walker,	Morrow,	Watkins,
Dixon, of Macon,	Montgomery,	Williams, of Bryan,
Dodson,	Oates,	Williams,
DuBose,	Peebles,	of Bulloch,
Ellington,	Peeples,	Williams, of Dooly,
Evans,	Reese,	Woods, of Floyd,
Gartrell,	Ridley,	Woods, of
Harrison,		Morgan.

Yeas 76; nays 56. So the bill was passed.

The House took up the report of the committee on the bill declaratory of the law touching contracts, debts, liens, obligations made and entered into and incurred prior to the 1st day of June, 1865, etc., which, on motion, was laid on the table for the present.

The House took up the report of the committee on the bill to define the liability of debtors in certain cases.

Mr. LAWSON offered the following amendment :

*And be it further enacted,* That all persons who have purchased a slave or slaves for cash, during the time embraced in this bill, shall have a right of action against the owner of said slave for the recovery of the purchase money paid for them.

Which amendment was lost.

Mr. PHILLIPS, of Habersham, offered the following amendment :

*Be it further enacted,* That all notes or other evidences of debt founded upon a transfer of houses, horses, mules, or other property lost by reason of the failure of the Confederate cause, be so far repudiated as shall allow the holder of such certificates to collect such part thereof as the property was worth to the loser.

Mr. J. J. JONES, of Burke, moved the indefinite postponement of the bill and amendments, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 78 and nays 52.

Those voting in the affirmative are Messrs.

Alexander,	Hockenhull,	Reese,
Asbury,	Hughes, of Union,	Rhodes,
Atkinson,	Johnston,	Ridley,
Bennett,	of Forsyth,	Robinson,
Boyd,	Johnson, of Henry,	of Laurens,
Bragg,	Jones, J. B., of B'rke,	Rogers,
Brock,	Jones, J. J.,	Roundtree,
Burch,	of Burke,	Rumph,
Cabaniss,	Kibbee,	Russell, of
Cameron,	Lawson,	Muscogee,
Candler,	Maddox, of Fulton,	Scandrett,
Dickson, of Walker,	Mallard,	Sharp,
Dodson,	Martin,	Shepard,
Dodds,	McCutchen,	Simms, of Newton,
Dorsey,	McComb,	Smith, of Hancock,
Durham,	McDougald,	Snead,
DuBose,	McQueen,	Stapleton,
Ellington,	Mizell,	Stanton,
Fincannon,	Morell,	Thomas,
Fraser,	Morris,	Umphrey,
Green,	of Montgomery,	Usry,
Grogan,	Morris, of Franklin,	Wall,
Gunnells,	Mitchell, of Thomas,	Wicker,
Hicks,	Mitchell,	Williams, of Dooly,
Hill,	of Gwinnett,	Winningham,
Holliday,	Moughon,	Woods, of Floyd.
Hollis,	Oates,	Woods, of Morgan,
Howard, of Bartow,	Phillips,	Woodward.
Howard, of Lumpkin,	Redwine,	

Those voting in the negative are Messrs.

Baker,	Harden,	Moses,
Baynes,	Hargett,	Peebles,
Brown, of Early,	Hudson,	Peeples,
Bulloch,	Hughes, of Twiggs,	Pickett,
Bush,	Johnson, of Wilcox,	Quillian,
Byrd,	Lindsay,	Ragsdale,
Byington,	Mattox, of Elbert,	Sale,
Colley,	McCullough,	Shaw,
Dart,	McDowell, of Heard,	Smith, of Clinch,
Davenport,	McDowell, of Pike,	Speer,
Dixon, of Macon,	McLendon,	Stanfield,
Dozier,	McRae,	Starr,
Edge,	McWhorter,	Sumner,
Evans,	of Greene,	Swann,
French,	McWhorter,	Williams, of Bryan,
Gartrell,	of Oglethorpe,	Williams,
Gibson,	Morrow,	of Bulloch,
Gross,	Montgomery,	Womble,
Hand,		

Yeas, 80 ; nays 52. So the motion prevailed.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to repeal an act assented to 15th December, 1862, in relation to an assessment of tax on cotton as merchandise.

An act to prevent the destruction of fish in times of low water, in the county of Emanuel, and punish the same.

An act to relinquish the contingent interest of the State of Georgia in that portion of land below the city of Macon, known as the State's Reserve, and to repeal the proviso to the 1st section and the 2d section of the act to vest that portion of land below the city of Macon, known as the State's Reserve, in the corporate authorities of the city of Macon, approved March 6th, 1856.

The House took up the bill for the relief of J. I. Miller, of Fulton county, which, on motion, was laid on the table for the present.

The House took up the report of the committee on the bill for the relief of the estate of John C. Dumas, late of Towns county, deceased.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Senate amendments, to the bill to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon, and concurred in the same.

The House took up the report of the committee on the bill to fix the times of holding the Supreme Court, and to regulate proceedings therein.

The report of the committee was agreed to, the bill was read the third time, and passed.

The House took up the report of the committee on the bill to amend the first section of an act authorizing the appointment of vendue masters in several corporate towns and cities in this State, approved 21st February, 1866.

Mr. J. J. JONES moved to amend, by inserting after the word "deputies," the words "executors, administrators, guardians and trustees;" which amendment was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Mr. WICKER, of Washington, presented a memorial which was referred to the Committee on Finance.

Mr. J. J. JONES, of Burke, reported a bill, the rule having first been suspended, to make it penal to fish or hunt on enclosed lands, in the county of Burke.

Also, a bill to make it penal for any person to preach or exhort without a license from their respective churches.

Also, a bill to define seduction and make the same penal.

Also, a bill to amend the 1670th section of the Code of Georgia, relative to divorces.

Mr. DART, of Glynn, reported a bill to amend section 1453 of the Code of Georgia, relative to the appointment of commissioners of pilotage for the bar and rivers of the Great and Little Satilla.

Mr. HARRISON, of Chatham, reported a bill to authorize the Governor to issue bonds of the State for the purpose of cleaning out the Savannah river.

Mr. RUSSELL, of Chatham, reported a bill to change the name of the Young America Fire Company of the city of Savannah, and for other purposes.

Mr. GLENN, of Whitfield, reported a resolution in reference to settlement of certain claims between the State and certain parties therein named, which was referred to the Committee on Finance.

The House took up the report of the committee on the bill

to allow parties upon the trial of any suit in the courts of this State, to give in evidence, any matter that may be material to ascertain the equities between the parties, and to arrive at the appreciation the parties gave to the evidence of the contract at any time, and the consideration thereof, and the currency in which payment was to be made, and the value of such currency, at any time, and the value of the consideration, etc., for which the committee had reported a substitute.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to alter and amend section 4112 of the Code of Georgia, and to add an additional clause thereto, was read the third time and lost.

The bill to amend an act approved 30th November, 1859, to authorize the administrator of the estate of James Young, senior, deceased, of Bulloch county, to sell the property of said estate, was withdrawn.

The bill for the relief of administrators, executors and trustees, in certain cases, was read the third time and lost.

The bill for the relief of the people of Georgia was laid on the table for the present.

The House took up the report of the committee on the bill to amend the 3883d section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Governor to sell certain lands specially reserved to the State, and to appropriate the proceeds thereof to the education of orphans of deceased soldiers and indigent orphans in this State, for which the committee had reported a resolution as a substitute.

The report was agreed to, and the resolution adopted.

Mr. HILL, of Fulton, offered a resolution of thanks to the people of Kentucky, &c., which, on motion, was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The bill for the relief of the indigent widows and orphans and wounded and disabled soldiers in this State, was laid on the table.

The bill to repeal the 2655th section of the Code, &c., was laid on the table for the present.

The House took up the report of the committee on the bill to alter and amend section 1815 of the Code of Georgia, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill concerning the advertisement of sheriff's sales.

The report was agreed to, the bill was read the third time and passed.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following act, to-wit:

An act to authorize the Justices of the Inferior Courts of Camden, Glynn and Effingham counties to levy a special tax for county purposes, and to regulate the same.

The bill to simplify and harmonize proceedings in the filing and service of legal papers, was read the third time and lost.

The House took up the report of the committee on the bill to amend an act incorporating the Southern Insurance and Trust Company, passed 17th December, 1861.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize W. F. White, of the county of Clarke, to practice medicine and charge for the same, was indefinitely postponed.

The bill for the relief of George Downing, of Lowndes county, and for other purposes, was referred to the Committee on Finance.

The House took up the report of the committee on the bill to repeal an act, entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes therein enumerated.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 2133d section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of Strawder Watkins, a convict in the Georgia Penitentiary, was indefinitely postponed.

The bill for the relief of Cicero A. Price and Alexander L. McAmur, minors, was withdrawn.

Also, a bill to repeal an act, entitled an act to amend an act to incorporate the Atlanta Medical College, assented to December 11th, 1858.

The House took up the report of the committee on the bill to alter and change the time of holding the Superior Courts in the counties of the Blue Ridge Circuit of this State.



The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Island Manufacturing Company, of Bartow county, on the Etowah river.

Mr. MONTGOMERY, of Madison, offered the following amendment:

"Nothing in this act shall be so construed as to interfere with individual rights of other parties without compensation," which amendment was agreed to.

The report of the committee as amended, was agreed to, the bill was read the third time and passed.

Mr. DORSEY, Chairman of the Committee on the Penitentiary, submitted the following report:

*Mr. Speaker:* The Committee on the Penitentiary have had under consideration so much of the Governor's Message as relates to that institution, and beg leave to make the following report:

That taking all things into consideration, and without entering into lengthy argument, we deem it unadvisable at this time either to remove the present establishment or to erect another branch at some other point.

Your committee beg leave further to report that they have visited the institution, and find that while hard labor is exacted and rigid discipline enforced, the health and comfort of the prisoners are properly cared for, their rations sufficient and well cooked, and that the institution is well managed under the efficient principal keeper and his faithful subordinates.

All of which is respectfully submitted.

(Signed)

JASPER N. DORSEY,  
*Chairman.*

Mr. DORSEY, Chairman of the Committee on the Penitentiary, submitted the following report:

*Mr. Speaker:* The Committee on the Penitentiary, to whom was referred the memorial of Charles W Crumby, have considered the same, and respectfully recommend the adoption of the accompanying resolution.

(Signed)

JASPER N. DORSEY,  
*Chairman.*

On motion, the resolution recommending the Governor to pardon Charles W Crumby, a convict, was taken up, read and adopted.

The Senate bill approving the consolidation of the Dalton & Jacksonville Railroad Company, and the Georgia & Alabama Railroad Company, of the State of Georgia, with the Alabama & Tennessee River Railroad Company of the State of Alabama, and to authorize the consolidated company to

adopt a corporate name and charter and act under the same; was read the second time, and committed for a third reading.

Leave of absence was granted to Mr. Dozier, of Quitman, for the balance of the session, on account of sickness in his family.

On motion, the House took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House reassembled.

The House took up the report of the committee on the bill for the relief of J. H. Rakestraw, of the county of Newton.

The report was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to incorporate the Grand Lodge of the Order of the Knights of Jericho of the State of Georgia.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to authorize Anza Caroline Crossman, wife of William H. Crossman, of the county of Stewart, to receive and receipt for any property she is now or hereafter may be entitled to by inheritance or otherwise, and to authorize her to carry on business on her own account, as if she were a *feme sole*, was withdrawn.

The House took up the report of the committee on the bill to compensate Dr. William Anderson for treating small pox, which, on motion, was referred to the special Committee on Small Pox.

The House took up the report of the committee on the bill to change the time for holding the County Court of Clay.

The report of the committee was agreed to, the bill was read the third time and passed.

The following Senate bills were read the first time, to-wit:

A bill to alter and change the time of holding the semi-annual sessions of the Columbia County Court.

A bill to provide for the citizens of Twiggs county to settle the question of the removal of the county site from Marion, its present location, to Jeffersonville, in said county.

A bill to amend section 980 of the Code of Georgia, by striking out the words, "of which he is a resident," after the words "Congressional districts," in said section.

A bill to incorporate the Middle River Mining Company, to confer upon said company all the rights, powers, privileges and immunities, and to impose all the restrictions and liabilities.

ties which are granted to and imposed upon Little River Mining Company by act of incorporation, approved March 21st, 1866, so far as they are consistent with the provisions of this act, and for other purposes.

A bill to punish insurrection, or attempt at insurrection, by the convicts of the Penitentiary and chain gang.

A bill for the relief of James H. Holland, of the county of Jackson.

A bill to require the creditors of any insolvent bank to present their claims within a limited time, and for other purposes.

A bill to define and prescribe the liabilities of the stockholders of banks in this State, and for other purposes.

A bill to provide for the appointment or election of Judge, where the Judge may be a party or interested as counsel, and for other purposes.

A bill to allow Ordinaries of this State to grant letters of administration, guardianship and dismissal and leave to sell land in certain cases without publication of citation, as now required by law, and for other purposes.

A bill for the pardon of Creed T. Wise, a convict in the Penitentiary of the State of Georgia.

A bill to be entitled an act to incorporate the Wilcoxon Manufacturing Company.

Also, a bill to be entitled an act to repeal an act entitled an act to amend the 3984th and 3985th sections of the Code of Georgia, and for other purposes.

Also, a bill to be entitled an act to authorize the redemption of a certain part of the bonds of the State of Georgia.

Also, a bill to be entitled an act to remit the tax upon liquors for the first quarter of the year 1866, and for other purposes.

Also, a bill to be entitled an act to incorporate the Albany & Atlantic Railroad Company.

Also, a bill to be entitled an act to incorporate the Rutherford Mining Company of Georgia.

Also, a bill to be entitled an act to amend an act entitled an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, and within a limited period, passed over the veto of the Governor by a vote of two-thirds, March 6th, 1866, by declaring how the same shall be construed.

Also, a bill to be entitled an act to so alter and change the county line between the counties of Twiggs and Jones, so as to add the residence of James Baker, from the county of Twiggs, to the county of Jones.

Leave of absence was granted to Mr. Hollis, of Marion,

for the balance of the session after to-morrow, on special business.

The following Senate bills were read the second time and committed for a third reading, to-wit :

A bill to incorporate the Peoples' Savings Bank of Dalton.

A bill to incorporate the stockholders of the Cartersville and Van Wert Railroad Company.

A bill to change the times of holding the monthly sessions of the County Courts of certain counties therein named.

A bill to amend paragraph 1401, chapter 9th, part 1st, title 15th of the Code of Georgia.

A bill to except the county of Worth from the operation of section 586, exempting road hands from being compelled to work on roads more than three miles from their residence.

A bill to amend the charter of the Planter's Convention of the State of Georgia, so far as to change the name thereof.

A bill to authorize the Central Railroad and Banking Company of Georgia, to change the line of its railroad track on certain conditions.

A bill to amend an act entitled an act to incorporate the town of White Plains, in Green county, approved March 3d, 1856.

A bill to pay the jury fees in the county of Worth to the jury by the plaintiff or appellant, and authorize the Inferior Court of said county to assess and collect an extra tax in said county to pay juries, petit seventy-five cents, and grand one dollar per day.

A bill to change the place of holding legal sales in the county of Muscogee.

A bill to amend section 3401 of the Code by inserting certain words therein.

A bill to authorize the owners of lands lying on Middle river, in the county of Banks, to remove obstructions from the same, and for other purposes.

A bill to amend an act entitled an act to establish a permanent board of education for the city of Savannah, and to incorporate the same, and for other purposes, approved March 21st, 1866, and to change the name and extend the authority and powers of the said board, and for other purposes.

The bill to add the residence and lot of land upon which Robert H. Gray resides, to the county of Burke, was read the second time and referred to the Committee on New Counties and County Lines.

The following bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to regulate the mode of advertising sheriffs' and constables' sales in this State.

A bill to amend paragraph 1401, chapter 9th, part 1st, title 15th, of the Code of Georgia.

A bill to alter and amend section 4476 of the Code of Georgia, so far as to make the maiming of hogs or other animals a misdemeanor.

A bill to extend the provisions of section 4220 of the Code to all cases in which the penalty of death is prescribed.

A bill for the relief of Martha A. Britt, of the county of Crawford.

A bill to repeal all laws forbidding aliens to hold and own lands in Georgia.

A bill to so far modify the laws against lotteries as to enable William H. Boyd, Thomas W. Chandler and A. B. Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for, and supporting indigent widows and orphans; the home to be called the Masonic Orphans' Home.

A bill to alter and amend section 3866th and 3868th of the Code, and to repeal section 3869th of the Code.

A bill for the relief of Justin L. Heath, of Burke county, and to make him capable of contracting and liable therefor.

A bill to legalize the sale and conveyance of lands by Julia A. Burnsidess, administratrix on the estate of Thomas Burnsidess, late of Clayton county, deceased.

The bill to incorporate the Peoples' Savings Bank of Dalton was read the second time and referred to the Committee on Banks.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

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THURSDAY, December 6th, 1866.

9½ o'clock, A. M.

The House met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. BYRD, of Mitchell, moved a reconsideration of so much of the Journal as relates to the loss of the bill to define the liability of debtors in certain cases; upon which motion, the ayes and noes were required to be recorded, and resulted in ayes, 53, and noes, 77

Those voting in the affirmative are Messrs.

Baynes,	Bush,	Carter,
Brown, of Early,	Byrd,	Colley,
Bulloch,	Byington,	Dart,

Davenport,	Johnston, of Pierce,	Peebles,
Dixon, of Macon,	Lindsay,	Peeples,
Dozier,	Mattox, of Elbert,	Pickett,
Edge,	McCullough,	Ragsdale,
Evans,	McDowell, of	Rogers,
Ford,	Heard,	Sale,
French,	McDowell, of Pike,	Shaw,
Gartrell,	McLendon,	Speer,
Gibson,	McRae,	Stallings,
Glenn,	McWhorter, of	Sumner,
Grogan,	Green,	Swann,
Gross,	McWhorter, of	Swearingen,
Hand,	Oglethorpe,	Tench,
Harden,	Morrow,	Tucker,
Hargett,	Montgomery,	Williams,
Hudson,	Moses,	of Bulloch,
	Womble.	

Those voting in the negative are Messrs.

Alexander,	Hughes, of Union,	Robinson, of
Asbury,	Johnston, of	Laurens,
Atkinson,	Forsyth,	Robertson, of
Bennett,	Johnson, of Henry,	Walton,
Benson,	Johnson, of Wilcox,	Roundtree,
Boyd,	Jones, J. B., of	Rumph,
Bragg,	Burke,	Russell, of
Brown, of	Jones, J. J., of	Muscogee,
Houston,	Burke,	Scandrett,
Brock,	Kibbee,	Sharp,
Burch,	Lawson,	Simms, of Newton,
Cabaniss,	Maddox, of Fulton,	Smith, of Clinch,
Cameron,	Mallard,	Smith, of Hancock,
Candler,	Martin,	Snead,
Dickson, of Walker,	McCutchen,	Stapleton,
Dodson,	McDougald,	Stanfield,
Dodds,	McQueen,	Starr,
Dorsey,	Mizell,	Stanton,
Ellington,	Morris, of	Thomas,
Fraser,	Montgomery,	Umphrey,
Green,	Morris, of Franklin,	Usry,
Gunnells,	Mitchell, of	Wall,
Harrison,	Gwinnett,	Wicker,
Hicks,	Moughon,	Willis,
Hill,	Oates,	Winningham,
Holliday,	Phillips,	Woods, of Floyd,
Howard, of Bartow,	Reese,	Woods, of
Howard, of	Rhodes,	Morgan.
Lumpkin,	Ridley,	Woodward,
Hockenull,		

Yeas, 53; nays 77 So the motion was lost.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the

Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to provide for an election by the citizens of McIntosh county, to settle the question of the location of their county site.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit:

A bill to be entitled an act to increase the fees of jailors for dieting prisoners, in the county of Chattahoochee. Recommend it do pass.

Also, a bill to be entitled an act to organize a new Judicial Circuit, to be called the Oconee Circuit, and for other purposes. Recommend it do pass.

Also, a bill to be entitled an act to amend section 3530 of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to alter and amend the 1377th section of the Code of this State. Recommend it do pass.

Also, a bill to be entitled an act to alter and fix the times for holding the Superior Courts of the counties of Colquitt, Lowndes, Brooks and Thomas. Recommend it do pass.

Also, a bill to be entitled an act to authorize the making of parties in certain cases therein mentioned. Recommend it do pass.

Also, a bill to be entitled an act to alter and amend the oath of retail dealers in spirituous liquors. Recommend it do pass.

Also, a bill to be entitled an act to amend sections 2014, 2015, 2016, 2017, 2020 of the Code, and for other purposes. Recommend it do pass.

Also, a bill to be entitled an act to amend section 3621 of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act for the relief of certain persons therein described, and for other purposes. The committee recommend it do pass as amended.

Also, a bill to be entitled an act to incorporate the Georgia Company. The committee recommend it do pass as amended.

Also, a bill to be entitled an act to amend an act, entitled an act to alter and amend the Penal Code, approved March 20th, 1866. Recommend it do pass as amended.

Also, a bill to be entitled an act to add an additional section to an act amendatory to the law relating to the establishment of lost papers, approved 7th March, 1866. Recommend it do pass as amended.

Also, a bill to be entitled an act to change the mode of

empaneling jurors. The committee report a substitute, which they recommend do pass in lieu of the original.

R. J. MOSES,

*Chairman Judiciary Committee..*

Mr. McWHORTER, from the Committee on Manufactures, submitted the following report :

*Mr. Speaker :* The Committee on Manufactures has had before it a bill entitled an act to incorporate the Flat Shoals Manufacturing Company, in the counties of Meriwether and Pike, and recommend that it do pass.

Also, a bill to be entitled an act to incorporate the Buena Vista Manufacturing Company, in the county of Baldwin, and recommend that it do pass with amendments.

JAMES H. McWHORTER,

*Chairman, pro tem.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills, to-wit :

A bill to provide for education, and to establish a general system of Georgia schools.

A bill to continue in force an act, approved December 27th, 1847, entitled an act to incorporate the Atlanta & LaGrange Railroad Company.

A bill to continue in force and amend an act, entitled an act to incorporate the town of Fairburn, in the counties of Fayette and Campbell, approved February 17th, 1854.

A bill to amend an act entitled an act to incorporate the Sweet Water Manufacturing Company of the county of Campbell, and to incorporate the Augusta Quoit Club, approved December 21st, 1849.

A bill declaratory of the force and effect of the Stay laws of this State in reference to taxation by municipal corporations.

A bill to incorporate the Allatoona Mining and Manufacturing Company.

A bill to alter and amend an act entitled an act to incorporate the Madison Petroleum Company of Georgia.

A bill to authorize the Mayor and Aldermen of the city of Bainbridge to issue city bonds and invest the same, and to levy an extra tax for their redemption.

A bill for the relief of Mrs. Lizzie Glover, of the county of Campbell.

A bill to amend an act incorporating the Planters' Loan & Banking Association, approved the 27th of March, 1866.

A bill to define the mode and manner of fixing the salaries of Superintendent, Auditor and Treasurer of the Western & Atlantic Railroad.



A bill to increase the jail fees in Dougherty county, in certain cases.

A bill to declare certain persons competent witnesses as in the act set out, and for other purposes.

A bill to authorize suits to be brought against any railroad or express company in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said railroad or express company may have a place of business and an officer or agent.

A bill for the relief of James M. Bryant, of Fulton county.

A bill to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa circuit.

A bill to incorporate the Richmond county Agricultural Society, and to confer certain powers and immunities upon the same.

A bill to incorporate the town of Tebeauville, in the county of Ware, and to provide for the election of commissioners of the same.

A bill to incorporate the Chanubbee Manufacturing Company.

The Senate have also agreed to the following resolution, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A joint resolution in reference to the appointment of a joint committee; of two from the Senate and three from the House of Representatives, to ascertain and report the quantity of business before each House.

The committee on the part of the Senate consists of Messrs. Moore and C. H. Smith.

The Senate have also passed the following bills of the House of Representatives, to-wit:

A bill to alter and amend paragraph 204 and 206, of the revised Code.

A bill to incorporate the town of Sylvania, in the county of Screven, to appoint commissioners for the same, and for other purposes.

A bill to amend an act entitled an act to amend the charter of the Georgia Western Railroad, passed December 20th, 1860.

A bill to alter and amend section 3807 of the Code of Georgia.

A bill to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars, for the purpose of taking stock in the South Georgia and Florida Railroad, and for other purposes.

A bill to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain privileges upon said commissioners; also, to incorporate the town of Grooversville, in Brooks county, and for other purposes, approved December 8th, 1859.

A bill to amend the charter of Mount Vernon Institute in Washington county.

A bill to change the time of holding the Superior Courts in the county of Macon, and to provide for the drawing of two panels of grand and petit jurors, in said county.

A bill to alter and amend the 1578th and 1579th paragraphs of the Code of Georgia.

A bill to authorize the Justices of the Inferior Court of Decatur county, to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, or for the payment of stock in a corporate company for that purpose.

A bill to pay in money to each wounded disabled soldier, the value of the artificial limb to which he may be entitled, under an act of the General Assembly, approved March 13th, 1866, under such provisions as are contained in this act.

A bill to amend the road laws of this State.

A bill for the relief of Henry J. G. Williams.

A bill to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

A bill to authorize guardians and others to compromise claims under certain circumstances.

A bill to alter and amend the 324th section of the revised Code of Georgia.

A bill to incorporate the Pogue Shoals Manufacturing Company.

A bill to alter and amend section 4641 of the Code of Georgia.

The Senate have passed the following bills of the House of Representatives with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to consolidate the offices of the Clerk of the Superior and Inferior Courts for the county of Henry.

A bill to enable owners of mills, mines and manufactories to draw water from branches or other head waters through intervening lands.

A bill to incorporate the Hawkinsville Manufacturing Company of Pulaski county, Georgia.

A bill to incorporate the Mossgeil Manufacturing Company.

A bill to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes.

The Senate have also rejected the following bills of the House of Representatives, to-wit :

A bill to amend the 4451st section of the Code of Georgia.

A bill to amend an act entitled an act to incorporate the town of Ellaville, in Schley county, approved November 23d, 1859.

Mr. McDUGALD, chairman of a special Committee on Small Pox Claims submitted the following report :

*Mr. Speaker:* The special Committee on Small Pox Claims have had under consideration the following bills, to-wit :

A bill to be entitled an act to extend the benefits of an act to prevent the spread of small pox in this State, etc. Recommend it do pass as amended.

Also, a bill to be entitled an act to compensate Dr. Wm. Anderson for treating small pox. Recommend it do not pass, being embraced in another bill.

Also, a bill to be entitled an act to appropriate money to pay Dr. Thomas A. Rains for professional services in attending to small pox cases in the county of Chattahoochee. Recommend it do not pass, the same matter being embraced in another bill.

Also, a bill to be entitled an act for the relief of Dr. E. M. Newman, of Twiggs county. Recommend it do not pass, being covered by another bill.

W. A. McDUGALD,

*Chairman Special Committee on Small Pox.*

The House took up the report of the committee on the bill of the Senate to alter and amend an act, approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes, the same being the special order for the day.

Mr. FORD, of Worth, offered a substitute for said bill, which is a bill to abolish the County Court, etc.

The original bill was taken up by sections.

Mr. DORSEY, of Hall, offered the following amendment to the first section :

It shall be the duty of the Judge of said Court, when requested in writing so to do by a majority of the Justices of the Inferior Court, to call extra sessions for the delivery of the jail, and he may call extra sessions for the trial of the civil cases last specified.

The previous question was called and sustained.

The amendment was agreed to.

The first section as amended was agreed to.

Mr. RUMPH offered the following amendment to the second section :

But the jurors so drawn may be excused from attendance at the quarter sessions of said Court, in the discretion of the presiding Judge.

Which amendment was lost.

The second and third sections were agreed to.

Mr. DORSEY moved to amend the fourth section by striking out the first and second provisos in the section.

Mr. RUSSELL, of Muscogee, moved to amend said amendment by retaining said provisos as to Muscogee and Richmond counties, which was agreed to, and the amendment as amended was agreed to.

Mr. HUDSON, of Harris, moved to strike out "one dollar," which motion was lost.

Mr. KIBBEE offered the following amendment :

Insert after the words "County Court," in the eighteenth line, the words, "to be used, when necessary, by himself or the clerk, and until such seal is provided, the private seal of either may be used."

Which was agreed to.

Mr. MORRIS, of Franklin, offered to amend as follows :

Which amount shall be paid equally by the parties to the contract.

Which amendment was lost.

Mr. J. J. JONES offered the following amendment :

That in all cases insolvent costs in the county of Burke may be paid out of the county treasury, by order of the Inferior Court, in its discretion.

Mr. DART, of Glynn, moved to amend said amendment by including the county of Glynn, which was lost.

The amendment offered by Mr. JONES was lost.

The fourth section was agreed to.

Mr. J. J. JONES moved to strike out the fifth section, which motion was lost.

Mr. WOODS, of Floyd, moved to amend the fifth section as follows :

In the second line, after the word "shall," insert the words, "be elected by the legal voters of the county, under the same rules and regulations that sheriffs are elected, and shall hold their office two years."

Mr. BAKER, of Lowndes, offered the following as a substitute for said amendment :

That the sheriff shall be an officer of this court, as well as

of the Superior Court, and the Judge may appoint a special bailiff, who, during said appointment, shall have equal authority with the sheriff to discharge similar duties.

Which was withdrawn.

Mr. MORROW, of Columbia, moved to amend Mr. Woods' amendment as follows :

To take effect after the expiration of the terms of the present Judges.

Which amendment was lost.

The question then occurred upon the amendment offered by Mr. Woods, and upon which the yeas and nays were required to be recorded, and resulted in yeas 72 and nays 73.

Those voting in the affirmative are Messrs.

Atkinson,	Hughes, of Union,	Quillian,
Barnes,	Johnston,	Ragsdale,
Bragg,	of Forsyth,	Rhodes,
Brown, of Early,	Johnson, of Henry,	Robertson, of
Brown, of Houston,	Johnston, of Pierce,	Walton,
Brock,	Johnson, of Wilcox,	Rogers,
Bulloch,	Jones, J. B., of	Roundtree,
Bush,	Burke,	Shaw,
Burch,	Lindsay,	Smith, of Clinch,
Byington,	Martin,	Snead,
Cook,	McCullough,	Stanton,
Davenport,	McCutchen,	Sumner,
Dickson, of Walker,	McLendon,	Swann,
Dodson,	McWhorter, of	Swearingen,
Dodds,	Greene,	Thomas,
Durham,	McWhorter, of	Umphrey,
Fincannon,	Oglethorpe,	Wall,
Ford,	Mizell,	Watkins,
Fraser,	Morris, of	Wilburn,
French,	Montgomery,	Williams, of Bryan,
Glenn,	Morrow,	Williams, of
Gross,	Mitchell, of	Bulloch,
Gunnells,	Gwinnett,	Williams, of Dooly,
Hand,	Montgomery,	Woods, of Floyd,
Harrison,	Oates,	Woods, of Morgan,
Hill,	Peebles,	Womble.
Hockenhull,	Pickett,	

Those voting in the negative are Messrs.

Alexander,	Cameron,	Ellington,
Asbury,	Candler,	Evans,
Baker,	Carter,	Gartrell,
Baynes,	Colley,	Gibson,
Bennett,	Dixon, of Macon,	Green,
Benson,	Dorsey,	Grogan,
Boyd,	Dozier,	Harden,
Byrd,	DuBose,	Hargett,
Cabaniss,	Edge,	Holliday,

Hollis,	McQueen,	Scandrett,
Howard, of Bartow,	Morell,	Sharp,
Howard, of	Morris, of	Shepard,
Lumpkin,	Franklin,	Simms, of Newton,
Hudson,	Mitchell, of	Smith, of Hancock,
Jones, J. J., of	Thomas,	Speer,
Burke,	Moughon,	Stallings,
Kibbee,	Peeples,	Stapleton,
Lawson,	Phillips,	Stanfield,
Maddox, of Fulton,	Reese,	Starr,
Mattox, of Elbert,	Render,	Stewart,
Mallard,	Ridley,	Tench,
McComb,	Robinson,	Tucker,
McDowell, of	of Laurens,	Usry,
Heard,	Rumph,	Wicker,
McDowell, of Pike,	Russell, of	Willis,
McDougald,	Muscogee,	Winningham,
McRae,	Sale,	Woodward.

Yeas, 72; nays, 73. So the amendment was lost.

Mr. KIBBEE, of Pulaski, moved to strike out the fifth section and insert in lieu thereof the sixteenth section of the act to which this is amendatory, which amendment was lost.

The fifth section was agreed to.

Mr. EDGE, of Campbell, moved to amend the sixth section, but withdrew his amendment.

Mr. DORSEY moved to amend the sixth section as follows, to come in at the end thereof:

SEC. — And should said Judge fail to pay out money as required, he may be ruled in the Superior Court, as Justices of the Peace may now by law be ruled.

Which was agreed to.

The seventh section was agreed to.

Mr. BYRD, of Mitchell, moved to amend the eighth section by striking out all the section down to the word "court," in the eighth line, which amendment was lost.

Mr. MOSES moved to amend the eighth section by adding after the word "sessions," the words "and special sessions," which was agreed to.

The eighth and ninth sections were agreed to.

Mr. BROCK, of Haralson, offered an additional section changing the times of holding the semi-annual sessions of the County Court in the counties of Carroll, Polk, Haralson and Paulding.

Mr. BARNES moved to amend said section so as to change the time of holding the County Court in Richmond county: which was agreed to, and the section as amended was agreed to.

Mr. J. J. JONES offered a substitute for the substitute offered by Mr. Ford, but withdrew the same.

The substitute offered by Mr. Ford, was ruled out of order.

Mr. GLENN, of Whitfield, offered a substitute for the original bill, pending the consideration thereof, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled, and resumed the consideration of the bill under consideration when the House adjourned its morning session.

The previous question was called and sustained.

The question then occurred upon receiving the substitute offered by Mr. Glenn in lieu of the original bill, and upon which the yeas and nays were required to be recorded, and resulted in yeas 64, and nays 76.

Those voting in the affirmative, are Messrs.

Asbury,	Johnson, of Henry,	Robertson,
Bragg,	Johnston, of Pierce,	of Walton,
Brock,	Johnson, of Wilcox,	Sharp,
Bulloch,	Jones, J. B.,	Shaw,
Burch,	of Burke,	Shepard,
Byington,	Lindsay,	Smith, of Clinch,
Cameron,	Maddox, of Fulton,	Stallings,
Carter,	Mallard,	Stapleton,
Cook,	Martin,	Stanfield,
Dickson, of Walker,	McCutchen,	Stanton,
Dodds,	McRae,	Sumner,
Ellington,	McWhorter,	Swann,
Fincannon,	of Green,	Umphrey,
Ford,	Morell,	Usry,
Fraser,	Morris,	Wall,
Glenn,	of Montgomery,	Watkins,
Gross,	Morris, of Franklin,	Williams,
Gunnells,	Mitchell,	of Bryan,
Harrison,	of Gwinnett,	Williams, of Bulloch.
Hill,	Peebles,	Williams, of Dooly,
Howard, of Bartow,	Pickett,	Winningham,
Hughes, of Union,	Quillian,	Woods, of Morgan,
Johnston, of	Ragsdale,	Womble.
Forsyth,	Rogers,	

Those voting in the negative, are Messrs.

Alexander,	Boyd,	Davenport,
Atkinson,	Brown, of Houston,	Dixon, of Macon,
Baker,	Byrd,	Dodson,
Barnes,	Cabaniss,	Dorsey,
Baynes,	Candler,	Dozier,
Bennett,	Colley,	Durham,
Benson,	Dart,	Edge,

Evans,	McComb,	Roundtree,
French,	McDowell,	Rumph,
Gartrell,	of Heard,	Russell, of Chatham,
Gibson,	McDowell, of Pike,	Russell,
Green,	McDougald,	of Muscogee,
Grogan,	McLendon,	Sale,
Hand,	McWhorter,	Scandrett,
Hargett,	of Oglethorpe,	Simms, of Newton,
Hicks,	McQueen,	Smith, of Hancock,
Holliday,	Mizell,	Snead,
Hollis,	Morrow,	Speer,
Howard,	Mitchell,	Starr,
of Lumpkin,	of Thomas,	Stewart,
Hockenhull,	Moses,	Swearingen,
Hudson,	Moughon,	Thomas,
Jones, J. J.,	Peeples,	Tucker,
of Burke,	Phillips,	Wilburn,
Kibbee,	Reese,	Willis,
Lawson,	Ridley,	Woods, of Floyd,
Mattox, of Elbert,	Robinson,	Woodward.
McCullough,	of Laurens,	

Ayes, 64 ; nays, 76. So the substitute was lost.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

Mr. DODSON, of Catoosa, offered a resolution fixing the day of adjournment.

The rule was suspended, and said resolution taken up.

Mr. GARTRELL moved as a substitute for said resolution the Senate resolution upon that subject, which motion prevailed, and the Senate resolution was read and adopted.

The committee appointed upon the part of the House are Messrs. Barnes, Ridley and Green.

The House went into Committee of the Whole, (Mr. HARRISON in the chair,) on the bill to provide for raising a revenue for the political year 1867, and to appropriate money for the support of the Government during said year, and to make certain special appropriations and for other purposes therein mentioned, and, having spent some time therein, the committee arose and reported the same back to the House with amendments.

On motion, the House adjourned until 9 o'clock to-morrow morning.



FRIDAY, December 7th, 1866,

9 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Rev Mr. McRae.

Mr. J. J. JONES moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to amend an act to organize a County Court, define its jurisdiction, etc., which motion was lost.

On motion the House took up the amendments of the Senate to the bill to extend the aid of the State to the completion of the "Air Line Railroad," and concurred in the same.

Also, concurred in the Senate amendments to the bill to incorporate the Hawkinsville Manufacturing Company, of Pulaski county, Georgia.

Also, concurred in the Senate amendments to the bill to enable owners of mills, mines and manufactories to draw water from branches or other head waters through intervening lands.

Also, the bill to consolidate the offices of Clerk of the Superior and Inferior Courts for the county of Henry.

Also, the bill to incorporate the Mosskill Manufacturing Company.

Leave of absence was granted to Mr. OATES, of Murray, for the balance of the session, after Monday next, on important business.

The House took up the report of the committee on the bill to change the county line between Stewart and Quitman counties, so as to include in the county of Quitman the residence of William J. Brown.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the penal laws of this State.

The report was agreed to, the bill was read the third time and passed.

On motion of Mr. STARR, of White, a seat on the floor of the House was tendered to the Hon. David Irwin, during his stay in the city.

On motion of Mr. MOSES, a seat on the floor of the House was tendered to General H. L. Benning, during his stay in the city.

Mr. BARNES, from a special committee, submitted the following report :

*Mr. Speaker :* The committee appointed on the part of the House to confer with a similar committee on the part of the

Senate, and examine into the business now before each branch of the General Assembly, have discharged the duty assigned them, and beg leave to report that the present state of the Senate Calendar, is as follows :

Senate bills for third reading.....	14
Senate bills for second reading.....	5
Resolutions.....	10
House bills for third reading.....	55
House bills for second reading.....	23
House bills for first reading.....	12
Joint resolutions.....	5
Senate bills passed not sent to House.....	21

House Calendar is as follows :

House bills for second reading.....	16
House bills for third reading.....	126
House bills postponed for present.....	29
Senate bills for third reading.....	22
Senate bills for second reading.....	22
Senate bills for first reading.....	19
Senate bill postponed for present.....	1
Senate resolutions.....	5
House resolutions.....	18
Bills in hand of Finance Committee.....	6
Bills in hand of Judiciary Committee.....	36

The Committee, however, are unanimously of opinion that by diligent attention to business, all the matter now before the Legislature, can be disposed of by Friday, the 14th inst., and they recommend the adoption of the following resolution :

*Resolved*, That the present session of the General Assembly be extended beyond the time prescribed by the Constitution, and that it do adjourn *sine die* at 12 o'clock, M., on Friday, the 14th inst.

Committee on part of Senate, { B. B. MOORE,  
C. H. SMITH.

Committee on part of House, { GEORGE T. BARNES,  
R. A. T. RIDLEY,  
N. B. GREEN.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker* : The Senate have passed the following bills, to-wit :

A bill to amend the several acts in relation to the City Court of Savannah.

A bill to allow the transfer of license to retail spirituous liquors in the county of Stewart, and to repeal an act to reg-

ulate the sale of spirituous liquors in the county of Stewart approved December 19th, 1859.

A bill to provide for the filling the office of Judges of the Superior Court and Solicitors General, in cases where, on the day fixed by the Constitution for said elections, there is no majority vote cast.

A bill to alter and fix the time of holding the Superior Courts in the county of Houston.

A bill to define and fix the time when the late war between the United States and the Confederate States shall be considered as having terminated, and for other purposes.

A bill to authorize the Inferior Court of Crawford county to levy an extra tax to pay the indebtedness of said county.

A bill to incorporate the Lumpkin Chestatee Mining Company, and for other purposes.

A bill to amend the 877th section of the Code of Georgia, and to provide that, under certain circumstances therein mentioned, the provisions of the Code in reference to the issue of new State bonds in lieu of lost bonds, shall apply to stolen bonds.

A bill to amend an act incorporating the Savannah, Griffin and North Alabama Railroad Company.

A bill to authorize the Inferior Court of Bibb county to issue their bonds for the purpose of raising funds to build a new court house and jail.

A bill defining in what newspapers the ordinaries, clerks and sheriffs, in the several counties in this State, shall run their advertisements.

A bill to declare the force and effect of certain laws, and to declare the duty of sheriffs and other ministerial officers, and to relieve them from liability in such cases.

A bill to prohibit executors, administrators and guardians from leasing real estate for a longer period than one year, without first obtaining an order from the ordinary for that purpose.

A bill to authorize the confinement of convicts in the jails, and prescribe the manner of determining the compensation of jailors therefor.

A bill to declare the force and effect of a certain bond executed by the State of Georgia, through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, on the first day of April, A. D., 1866, and to make said bond valid for the purposes set forth as now understood and agreed by the parties.

A bill to incorporate the Southern Railroad Company.

A bill to incorporate the Hall Chestatee Mining Company, and for other purposes.

A bill to regulate the building and repairing of party and other walls and fences in the city of Savannah, to declare the

rights of lot owners in respect thereto, and to give the City Council of Savannah, authority to make rules and regulations.

A bill to protect the rights of married women in this State.

A bill to allow disabled soldiers in this State to peddle without license.

A bill for the relief of James C. Adams and James M. Hall, of the county of Pike.

The Senate have also concurred in the amendment of the House of Representatives to the bill of the Senate, to alter and amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property, and within a limited period, passed 8th March, 1866.

The Senate have also passed the following bill of the House of Representatives, with amendments, in which they ask the concurrence of the House, to-wit :

A bill to change the time of holding the Superior Court for the county of Richmond.

The Senate have also concurred in the amendments of the House of Representatives to the bill of the Senate, to alter and amend an act approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes, with certain amendments, in which they ask the concurrence of this branch of the General Assembly.

The Senate have also agreed, by a constitutional majority, yeas 30, nays 8, to a resolution reported by a Joint Committee of the two Houses, in reference to an adjournment of the General Assembly *sine die*, on Friday, the 14th instant, in which they invite the concurrence of the House of Representatives.

Mr. BARNES, from the Committee on Banks, submitted the following report :

*Mr. Speaker :* The Committee on Banks, to whom was referred a bill to be entitled an act to incorporate the Peoples' Savings Bank of Dalton, have considered the same, and direct me to report it back with a certain amendment, and that as amended it do pass.

The House took up the Senate resolution in reference to the adjournment of the General Assembly, and upon the adoption of which the ayes and noes were required to be recorded, and resulted in ayes 84 and noes 50.

Those voting in the affirmative are Messrs.

Alexander,	Bennett,	Byrd,
Atkinson,	Bragg,	Cabaniss,
Barnes,	Brown, of Houston,	Dart,
Baynes,	Bulloch,	Davenport,

Dixon, of Macon,	Johnston,	Ragsdale,
Dodson,	of Forsyth,	Bedwine,
Dodds,	Jones, J. B., of Burke,	Reese,
Dorsey,	Jones, J. J.,	Ridley,
Durham,	of Burke,	Robinson,
DuBose,	Kibbee,	of Laurens,
Ellington,	Mallard,	Sale,
Evans,	Martin,	Seandrett,
Fincannon,	McCullough,	Snead,
Fraser,	McCutchen,	Speer,
French,	McDowell, of Heard,	Stapleton,
Gartrell,	McDowell, of Pike,	Starr,
Gibson,	McDougald,	Swann,
Green,	McLendon,	Swearingen,
Gross,	McWhorter,	Thomas,
Harden,	of Greene,	Tucker,
Hargett,	McWhorter,	Usry,
Hicks,	of Oglethorpe,	Watkins,
Hill,	Morris,	Wicker,
Hinton,	of Montgomery,	Wilburn,
Holliday,	Morrow,	Williams, of Bryan,
Howard, of Bartow,	Mitchell, of Thomas,	Wilkerson,
Howard, of Lumpkin,	Moses,	Winningham,
Hockenhull,	Pickett,	Woods, of Floyd.
Hudson,	Phillips,	Woods, of Morgan,
Johnston, of Pierce,	Pottle,	Woodward,
	Womble.	

Those voting in the negative are Messrs.

Asbury,	Lawson,	Rumph,
Benson,	Maddox, of Fulton,	Russell, of
Boyd,	Mattox, of Elbert,	Muscogee,
Brock,	McRae,	Sharp,
Burch,	McQueen,	Shaw,
Candler,	Mizell,	Simms, of Newton,
Carter,	Morris, of Franklin,	Smith, of Clinch,
Cook,	Mitchell,	Smith, of Hancock,
Colley,	of Gwinnett,	Stallings,
Dickson, of Walker,	Montgomery,	Stanfield,
Ford,	Oates,	Stanton,
Glenn,	Peebles,	Stewart,
Grogan,	Quillian,	Tench,
Gunnells,	Robertson,	Umphrey,
Hand,	of Walton,	Wall,
Harrison,	Rogers,	Willis,
Hughes, of Union,	Russell, of	Williams, of Dooly.
Johnson, of Henry,	Chatham,	

Yeas 84; nays 50. A two-third vote being necessary to the adoption of the resolution, the same was lost.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An act to encourage sheep raising in this State.

An act to incorporate the Raccoon Coal Mining Company, and to extend the provisions of an act to incorporate the Wahatchee Mining Company, approved March 6th, 1866, to the same.

An act to authorize and require the Justices of the Inferior Court of Decatur county, to order the payment of the superintendents, clerks, and those who consolidate the returns of elections of said county, for their services.

An act to amend the 16th section of the act incorporating the town of Adairsville, in Bartow county, Georgia.

An act to regulate the pay of grand and petit jurors of the county of Meriwether, and to repeal conflicting laws.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit:

A bill to be entitled an act to authorize James A. Stanfield, guardian of Allen R. Strickland, to settle with said Allen R. Strickland. Recommend that it do not pass.

Also, a bill to be entitled an act to permit Paris Pace, jr., to peddle in the county of Oglethorpe. Recommend it do not pass.

Also, a bill to be entitled an act to make it a misdemeanor for any person who may maltreat or misuse any stock with which he may be entrusted. Recommend it do not pass.

Also, a bill to be entitled an act to suspend the duties of sheriff, bailiff, coroner, and all other collecting officers in this State, in certain cases. Recommend it do not pass.

Also, a bill to be entitled an act for the protection of the people of Georgia against horse thieves. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend the 635th section of the Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to change the time of advertising administrators' sales. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend paragraph 4446 of the Penal Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Susan J. Taylor, wife of Richard S. Taylor, of Clarke county. Recommend it do not pass.

Also, a bill to be entitled an act to add an additional paragraph to section 262 of the Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to amend 3333d and 3334th

sections of the Code of Georgia. Recommend it do not pass—the same matter contained in another bill that has passed.

Also, a bill to be entitled an act to regulate the punishment of crimes less than felonies. Recommend it do not pass.

Also, a bill to be entitled an act to increase sheriffs' fees for summoning jurors. Recommend it do not pass.

Also, a bill to be entitled an act to define the amount of resistance that shall justify a sheriff in taking life. Recommend it do not pass.

Also, a bill to be entitled an act within which deeds, mortgages and other liens within the county of Fulton, must be deposited in the office for record. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Joseph Miller, of Baldwin county. The committee recommend it be referred to the Committee on Finance.

Also, a bill to be entitled an act for the relief of A. E. Culbreath. Recommend it do not pass.

R. J. MOSES,  
*Chairman Judiciary Committee.*

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following Senate bills, to-wit:

A bill to be entitled an act to prevent persons bathing in streams, or other waters, on the Sabbath day on roads leading to and from places of religious worship. Recommend it do pass.

Also, a bill to be entitled an act to repeal so much of the first section of an act, entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia. Recommend it do pass.

Also, a bill to be entitled an act to add an additional section to the 4th division, part 4th, title 1st, of the Penal Code. Recommend it do pass.

Also, a bill to be entitled an act to amend the charter of "The Kenesaw Mining Company of Georgia," and to change the name of the same. Recommend it do pass.

Also, a bill to be entitled an act to so far modify the laws against lotteries as to enable William W. Boyd, Thomas W. Chandler and A. B. Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for and supporting indigent widows and orphans—the home to be called the Masonic Orphans' Home. Recommend the bill do pass as amended.

Also, a bill to be entitled an act to legalize the sale and conveyance of lands by Julia A. Burnside, administratrix on

the estate of Thomas Burnside, late of Clayton county, deceased. Recommend it do not pass.

Also, a bill to be entitled an act to make valid certain judgments rendered by Inferior Courts of this State. Recommend it do not pass.

Also, a bill to be entitled an act to amend the 3753d section of the Code of Georgia. Recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

Mr. RIDLEY, chairman *pro tem.* from the Committee on Finance, submitted the following report :

*Mr. Speaker:* The Committee on Finance have had under consideration the following bills, to-wit :

A bill to be entitled an act to levy and collect a tax for the support of the Government for the year 1867, and for other purposes : which they recommend do pass as amended.

Also, a bill for the relief of George Downing, of Lowndes county, and for other purposes ; which they recommend do not pass.

Also, a bill for the relief of Mariah A. Harrison, J. J. Northcutt & Brother, and John T. Burkhalter, administrator : which they report back to the House without recommendation.

The Committee have also had under consideration the memorial of Samuel Robenson, of the county of Washington, in reference to an insane freedman : which they return to the House with a recommendation that the prayer of the petitioner be not granted.

R. A. T. RIDLEY,

*Chairman pro tem. Finance Committee.*

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit :

An act to authorize the Justices of the Inferior Court of Decatur county to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, or for the payment of stock in a corporate company for that purpose.

Also, an act to change the time of holding the Superior Courts in the county of Macon, and to provide for the drawing of two panels of grand and petit jurors in said county.

Also, an act to alter and amend paragraph 204 and 206 of the revised Code.

Also, an act to incorporate the Pogue Shoals Manufacturing Company.

Also, an act to alter and amend the 1578th and 1579th paragraphs of the Code of Georgia.



Also, an act to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

Also, an act to amend the charter of Mount Vernon Institute, in Washington county.

Also, an act to incorporate the town of Sylvania, in the county of Screven, to appoint commissioners for the same, and for other purposes.

Also, an act to amend an act entitled an act to amend the charter of the Georgia Western Railroad, passed December 20th, 1860.

Also, an act to alter and amend section 3807 of the Code of Georgia.

Also, an act to authorize guardians and others to compromise claims under certain circumstances.

Also, an act to alter and amend the 324th section of the revised Code of Georgia.

Also, an act to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars, for the purpose of taking stock in the South Georgia & Florida Railroad, and for other purposes.

Also, an act to alter and amend section 4641 of the Code of Georgia.

Also, an act to pay in money to each wounded disabled soldier the value of the artificial limb to which he may be entitled under an act of the General Assembly, approved March 13th, 1866, under such provisions as are contained in this act.

Also, an act for the relief of Henry J. G. Williams.

Also, an act to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain privileges upon said commissioners; also, to incorporate the town of Grooversville, in Brooks county, and for other purposes, approved December 8th, 1859.

Also, an act to amend the road laws of this State.

Also, an act to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

The House took up the report of the committee on the bill to provide for raising a revenue for the political year 1867, to appropriate money for the support of the government during said year, and to make certain special appropriations.

The bill was taken up by sections, and the first and second sections were agreed to.

Mr. MOSES moved to amend the third section by striking out "nine dollars per day" and inserting "six dollars per day," which motion was lost.

The third, fourth and fifth sections were agreed to.

Mr. GARTRELL moved to strike out the sixth section, which motion prevailed.

The seventh, eighth, ninth, tenth and eleventh sections were agreed to.

Mr. HARRISON moved to strike out the twelfth section, which motion was lost.

The twelfth section was agreed to.

Mr. HAND, of Baker, moved to amend the thirteenth section by striking out "\$40,000" and inserting "\$25,000."

The previous question was called and sustained.

The vote was taken upon the amendment and carried in the affirmative.

The section as amended was agreed to.

The fourteenth section was agreed to.

Mr. HARRISON, of Chatham moved to strike out the fifteenth section, which motion prevailed.

Mr. GARTRELL moved to strike out that portion of the sixteenth section which fixes the salaries of the officers of the Penitentiary, which motion prevailed.

Mr. JOHNSTON, of Forsyth, moved to strike out "\$800" as a salary to the overseer, and insert "\$1,000," which motion prevailed.

Mr. WILLIAMS, of Dooly, moved to strike out "\$1,200," as the salary to the book keeper, salesman and tanner, and insert "\$1,000," which amendment was withdrawn, and the section agreed to.

The seventeenth, eighteenth and nineteenth sections were agreed to.

On motion, the twentieth section was amended by striking out "\$300" and inserting "\$50 each," which motion prevailed.

The twentieth and twenty-first sections were agreed to.

Mr. DODSON, of Catoosa, moved to strike out "\$250 as additional compensation," which motion prevailed, and as amended the section was agreed to.

The twenty-third section was agreed to; also the twenty-fourth section.

The twenty-fifth section was withdrawn.

The twenty-sixth, twenty-seventh and twenty-eighth sections were agreed to.

Mr. MOSES moved to amend the twenty-ninth section by striking out the name of David Irwin and all the words afterwards, and insert in lieu thereof the words, "such Code as the committee may recommend."

Mr. GARTRELL moved to amend the amendment by inserting after the word "committee," the words, "appointed by

the General Assembly at its last session," which was accepted and the amendment agreed to.

Mr. KIBBEE, of Pulaski, moved to amend the section by adding the following words: "provided that the Governor shall not subscribe for more than five hundred copies."

Mr. RUSSELL, of Muscogee, moved to amend said amendment by adding the words "at a cost not exceeding \$5.00 per copy

Mr. KIBBEE withdrew his amendment.

Mr. DuBOSE moved to strike out fifteen thousand and insert ten thousand, which motion prevailed.

On motion, the House took a recess until 3 o'clock, P. M.

### THREE O'CLOCK, P. M.

The House reassembled and resumed the consideration of the bill under consideration when the House adjourned the morning session.

The 29th, 30th and 31st sections were agreed to.

Mr. MOSES moved to amend the 32d section; which prevailed, and the section was agreed to.

The sections 33 and 34 were agreed to.

Mr. GARTRELL moved to strike out the 35th section; which motion was lost. The section was agreed to.

The 36th, 37th and 38th sections were agreed to.

Mr. GARTRELL offered an additional section appropriating one hundred thousand dollars, or so much thereof as may be necessary to enable the Governor to purchase corn for destitute widows and orphans of deceased soldiers and disabled soldiers, etc.

Mr. MOSES moved to amend said amendment by adding the following proviso:

"Provided that no part of the same shall be expended until the Governor shall become satisfied that a sufficiency of corn will not be contributed from voluntary sources."

Mr. RIDLEY moved the indefinite postponement of the amendment, and upon which the yeas and nays were required to be recorded, and resulted in yeas 54 and noes 77.

Those voting in the affirmative are Messrs.

Alexander,	Burch,	Dorsey,
Asbury,	Byrd,	Ellington,
Atkinson,	Cook,	Evans,
Boyd,	Colley,	Fincannon,
Brown, of Early,	Davenport,	French,
Brown, of	Dickson, of Walker,	Hand,
Houston,	Dodson,	Harrison,

Holliday,	Mitchell, of	Swearingen,
Howard, of	Gwinnett,	Tench,
Lumpkin,	Phillips,	Thomas,
Johnson, of Wilcox,	Pottle,	Umphrey,
Jones, J. J., of	Reese,	Wall,
Burke,	Ridley,	Watkins,
Lawson,	Roundtree,	Wicker,
Lindsay,	Sale,	Wilburn,
Mallard,	Simm, of Newton,	Williams,
Martin,	Smith, of Hancock,	of Bulloch,
McLendon,	Stallings,	Woods, of
Morris, of Franklin,	Stapleton,	Morgan.
Mitchell, of Thomas,	Starr,	Woodward.

Those voting in the negative are Messrs.

Barnes,	Johnston, of	Ragsdale,
Baynes,	Forsyth,	Redwine,
Benson,	Johnston, of Pierce,	Rhodes,
Bragg,	Jones, J. B., of	Robinson, of
Brock,	Burke,	Laurens,
Bulloch,	Maddox, of Fulton,	Robertson, of
Cameron,	Mattox, of Elbert,	Walton,
Candler,	McCullough,	Rogers,
Dart,	McCutchen,	Rumph,
Dixon, of Macon,	McComb,	Russell, of
Durham,	McDowell, of	Chatham,
Ford,	Heard,	Russell, of
Fraser,	McDowell, of Pike,	Muscogee,
Gartrell,	McRae,	Scandrett,
Glenn,	McWhorter, of	Sharp,
Green,	Greene,	Shaw,
Grogan,	McWhorter, of	Smith, of Clinch,
Gross,	Oglethorpe,	Stanfield,
Gunnells,	Mizell,	Stanton,
Harden,	Morell,	Swann,
Hargett,	Morris, of	Tucker,
Hicks,	Montgomery,	Usry,
Hill,	Morrow,	Willis,
Hollis,	Montgomery,	Williams, of Bryan,
Howard, of Bartow,	Moses,	Williams, of Dooly,
Hockenhill,	Oates,	Wilkerson,
Hudson,	Peebles,	Winningham,
Hughes, of Union,	Peeples,	Woods, of Floyd,
Johnson, of Henry,	Quillian,	Womble.

Yeas 54; nays 77. So the motion was lost.

The amendment was then agreed to, the previous question was called and sustained.

The report of the committee as amended was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 75 and nays 63.

Those voting in the affirmative are Messrs.

Alexander,	Hollis,	Phillips,
Barnes,	Howard, of Bartow,	Pottle,
Baynes,	Howard, of	Ragsdale,
Bennett,	Lumpkin,	Reese,
Bragg,	Hockenhull,	Rhodes,
Brown, of Early,	Johnston,	Robinson,
Brown, of Houston,	of Forsyth,	of Laurens,
Brock,	Jones, J. B., of	Robertson, of
Bulloch,	Burke,	Walton,
Colley,	Jones, J. J., of	Scandrett,
Dart,	Burke,	Shaw,
Dixon, of Macon,	Lawson,	Smith, of Clinch,
Dodson,	Maddox, of Fulton,	Smith, of Hancock,
Dorsey,	Mallard,	Speer,
Durham,	Martin,	Stanfield,
Evans,	McComb,	Starr,
Fincannon,	McDowell, of	Sumner,
Ford,	Heard,	Swann,
Fraser,	McDowell, of Pike,	Tench,
Gartrell,	McRae,	Thomas,
Green,	Mizell,	Wicker,
Grogan,	Morell,	Williams, of Bryan,
Gross,	Morrow,	Wilkerson,
Harden,	Mitchell, of	Winningham,
Hicks,	Thomas,	Woods, of Floyd,
Hill,	Moses,	Woods, of Morgan,
Hinton,	Peeples,	Womble.

Those voting in the negative are Messrs.

Asbury,	Johnson, of Henry,	Rogers,
Atkinson,	Johnston, of Pierce,	Roundtree,
Benson,	Johnson, of Wilcox,	Rumph,
Boyd,	Lindsay,	Russell, of Chatham,
Burch,	Mattox, of Elbert,	Russell, of
Byrd,	McCullough,	Muscogee,
Byington,	McCutchen,	Sale,
Cabaniss,	McLendon,	Sharp,
Cameron,	McWhorter, of	Simms, of Newton,
Candler,	Greene,	Stallings,
Cook,	McWhorter, of	Stapleton,
Davenport,	Oglethorpe,	Stanton,
Dickson, of Walker,	Morris, of	Swearingen,
Dodds,	Montgomery,	Tucker,
Ellington,	Morris, of	Umphrey,
French,	Franklin,	Usry,
Glenn,	Mitchell, of	Wall,
Gunnells,	Gwinnett,	Watkins,
Hand,	Montgomery,	Wilburn,
Harrison,	Oates,	Willis,
Hargett,	Peebles,	Williams, of
Holliday,	Quillian,	Bulloch,
Hudson,	Redwine,	Williams, of Dooley,
Hughes, of Union,	Ridley,	Woodward.

Yeas 75; nays 63. So the bill was passed and ordered to be sent forthwith to the Senate.

The bill known as the "General Tax Bill" was taken up and made the special order for to-morrow.

The bill for the relief of Mariah Harrison was withdrawn.

The House took up the report of the committee on the bill of the Senate approving the consolidation of the Dalton and Jacksonville Railroad Company, and the Georgia and Alabama Railroad Company of the State of Georgia with the Alabama and Tennessee River Railroad Company of the State of Alabama, and to authorize the consolidated company to adopt a corporate name and charter, and to act under the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the Senate resolution relating to the repairing of the State House, and for other purposes, and concurred in the same.

The following Senate bills were read the first time, to-wit:

A bill to provide for the filling of the office of Judges of the Superior Court and Solicitors' General in cases where, on the day fixed by the Constitution for said election there is no majority vote cast.

A bill to allow disabled soldiers in this State to peddle without license.

A bill to prohibit executors, administrators and guardians from leasing real estate for a longer period than one year, without first obtaining an order from the Ordinary for that purpose.

A bill to incorporate the Richmond County Agricultural Society, and to confer certain powers and immunities upon the same.

A bill to incorporate the Hall Chestatee Mining Company, and for other purposes.

A bill to incorporate the Southern Railroad Company.

A bill to define and fix the time when the late war between the United States and the Confederate States shall be considered as having terminated, and for other purposes.

A bill to protect the rights of married women in this State.

A bill defining in what newspapers the ordinaries, clerks and sheriffs in the several counties in this State shall run their advertisements.

A bill to provide for education, and to establish a general system of Georgia schools.

A bill to declare the force and effect of certain laws, and to declare the duty of sheriffs and other ministerial officers, and to relieve them from liability in such cases.

A bill to amend an act incorporating the Savannah, Griffin & North Alabama Railroad Company

A bill to amend the several acts in relation to the City Court of Savannah.

A bill to declare the force and effect of a certain bond executed by the State of Georgia through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, on the first day of April, 1866, and to make said bond valid for the purposes therein set forth, as now understood and agreed by the parties.

A bill to authorize the confinement of convicts in the jails, and prescribe the manner of determining the compensation of jailors therefor.

A bill to alter and amend an act entitled an act to incorporate the Madison Petroleum Company.

A bill declaratory of the force and effect of the stay laws of this State, in reference to taxation by municipal corporations.

A bill to authorize the Inferior Court of Crawford county to levy an extra tax to pay the indebtedness of said county.

A bill to continue in force and amend an act entitled an act to incorporate the town of Fairburn, in the counties of Campbell and Fayette, approved 17th February, 1854.

A bill to continue in force an act, approved December 27th, 1847, entitled an act to incorporate the Atlanta & La Grange Railroad Company.

A bill to amend an act incorporating the Planters' Loan and Banking Association, approved 27th March, 1866.

A bill to incorporate the Lumpkin Chestatee Mining Company, and for other purposes.

A bill to authorize the Mayor and Aldermen of the city of Bainbridge to issue city bonds and invest the same, and to levy an extra tax for their redemption.

A bill to increase the jail fees in Dougherty county, in certain cases.

A bill to alter and fix the time of holding the Superior Courts in the county of Houston.

A bill to declare certain persons competent witnesses, as in the act set out, and for other purposes.

A bill to incorporate the town of Tebeauville, in the county of Ware, and to provide for the election of commissioners of the same.

A bill to amend the 877th section of the Code of Georgia, and to provide that under certain circumstances therein mentioned; the provisions of the Code in reference to the issue of new State bonds, in lieu of lost bonds, shall apply to stolen bonds.

A bill to define the mode and manner of fixing the salaries

of Superintendent, Auditor, and Treasurer of the Western & Atlantic Railroad.

A bill for the relief of James M. Bryant, of Fulton county.

A bill for the relief of Mrs. Lizzie Glover, of the county of Campbell.

A bill to amend an act entitled an act to incorporate the Sweetwater Manufacturing Company, of the county of Campbell, and to incorporate the Augusta Quoit Club, approved December 21st, 1849.

A bill to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

A bill to authorize the Inferior Court of Bibb county to issue their bonds for the purpose of raising funds to build a new court house and jail.

A bill to incorporate the Canubec Manufacturing Company.

A bill to authorize suits to be brought against any Railroad or Express Company in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said Railroad or Express Company may have a place of business and an office or agent.

A bill to allow the transfer of license to retail spirituous liquors in the county of Stewart, and to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

A bill to regulate the building and repairing of party and other walls and fences, in the city of Savannah, to declare the rights of lot owners in respect thereto, and to give to the City Council of Savannah authority to make rules and regulations in the premises.

A bill for the relief of James C. Adams and James M. Hall, of the county of Pike.

A bill to incorporate the Alatoona Mining and Manufacturing Company.

A bill to amend an act to incorporate the Planters' Loan and Banking Association, approved the 27th of March, 1866.

The following Senate bills were read the second time and committed for a third reading, to-wit :

A bill to provide for the citizens of Twiggs county, to settle the question of the removal of the county site from Marion, its present location, to Jeffersonville, in said county.

A bill to amend section 980, by striking out the words "of which he is a resident," after the words Congressional District, in said section.

A bill to alter and change the time of holding the semi-annual sessions of the County Court of Columbia county.

A bill to alter and change the county line between the counties of Twiggs and Jones, so as to add the residence of



James Baker from the county of Twiggs to the county of Jones.

The Senate bill to repeal an act entitled an act to amend the 3984th and 3985th sections of the Code of Georgia, and for other purposes.

The Senate bill for the relief of James H. Holland, of the county of Jackson.

The Senate bill to incorporate the Wilcoxon Manufacturing Company was read the second time and referred to the Committee on Manufactures.

On motion, the House took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House reassembled.

Leave of absence was granted to Mr. Render, of Meriwether, for the balance of the session, on account of sickness, and to Mr. Dickson, of Walker, after to-day, until Monday next, on special business.

The House took up the report of the committee on the bill for the relief of George Downing.

The report was agreed to, which being adverse to the bill, the same was lost.

The House took up the report of the committee on the bill to fix the day as the day of this State, of the actual abolition of slavery in the State of Georgia, and to establish a scale of the depreciation of Confederate currency in certain cases throughout the same.

The report was agreed to, and the bill was lost.

The House took up the report of the committee on the bill to provide for the appointment of a State Geologist, define his duties and the compensation he shall receive for his services, for which the committee had reported a substitute.

On motion, the bill and substitute were indefinitely postponed.

The following bills were read the third time, and lost, to-wit :

A bill to increase the salaries of the Secretaries of the Executive Department.

A bill to amend an act entitled an act to define and regulate Court contracts, and prescribe the manner of enforcing the same, in the County Courts, &c.

A bill to exempt all regular physicians, in this State, from road duty.

The House took up the report of the committee on the bill

to authorize the bailiffs to summon grand and petit jurors, in certain cases, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the mode of empanneling jurors, for which the committee had reported a substitute.

Mr. MOSES moved to lay the bill upon the table for the present, which motion was lost.

Mr. BROCK, of Haralson, moved the indefinite postponement of the bill and substitute, which motion was lost.

The report of the committee was agreed to, the bill was read the third time, and on its passage the yeas and nays were required to be recorded, and resulted in yeas 54 and nays 57

Those voting in the affirmative are Messrs.

Alexander,	Gunnells,	Ridley,
Asbury,	Harrison,	Robinson,
Atkinson,	Harden,	of Laurens,
Bennett,	Holliday,	Sale,
Brown, of Early,	Howard,	Sharp,
Bulloch,	of Lumpkin,	Shaw,
Byrd,	Johnson, of Henry,	Smith, of Clinch,
Colley,	Lawson,	Smith, of Hancock,
Dart,	Mattox, of Elbert,	Speer,
Davenport,	Mallard,	Stallings,
Dodson,	Martin,	Stanton,
Dodds,	McRae,	Swearingen,
Dorsey,	McQueen,	Thomas,
Durham,	Moses,	Wicker,
DuBose,	Peebles,	Wilburn,
Evans,	Pickett,	Williams, of Bryan,
Fincannon,	Phillips,	Wilkerson,
Green,	Ragsdale,	Woods, of Floyd.
Gross,	Reese,	

Those voting in the negative are Messrs.

Barnes,	Edge,	Johnson, of Wilcox,
Baynes,	Ford,	Jones, J. B.,
Benson,	French,	of Burke,
Boyd,	Gartrell,	Jones, J. J.,
Bragg,	Glenn,	of Burke,
Brown, of Houston,	Grogan,	Lindsay,
Brock,	Hand,	Maddox, of Fulton,
Burch,	Hill,	McCullough,
Byington,	Hinton,	McCutchen,
Cameron,	Hudson,	McDowell,
Candler,	Hughes, of Union,	of Heard,
Carter,	Johnston,	McDowell, of Pike,
Dixon, of Macon,	of Pierce,	McLendon,

McWhorter,	Rhodes,	Stanfield,
of Oglethorpe,	Robertson,	Sumner,
Mizell,	of Walton,	Swann,
Morris, of Franklin,	Rogers,	Usry,
Morrow,	Rumph,	Wall,
Mitchell,	Russell,	Watkins,
of Gwinnett,	of Chatham,	Willis,
Montgomery,	Russell, of Muscogee,	Williams, of Dooly,
Oates,	Scandrett,	Woods, of Morgan,
Peeples,	Snead,	Womble,
Quillian,	Stapleton,	

Yeas 54; nays 57 So the bill was lost.

The House took up the report of the committee on the bill to define and regulate the laws in regard to the allowance for the twelve months support for widows and children.

The report was agreed to, the bill was read the third time and passed.

The bill to relieve from criminal liability consignees of goods on certain conditions, was, on motion, indefinitely postponed.

Also, a bill to appropriate out of the Treasury, in aid of an association of ladies for re-interring the bodies of Confederate soldiers.

The House took up the report of the committee on the bill to amend an act to extend the corporate limits of the town of Hamilton, Harris county, and to create and give additional powers to the corporate authorities of said town.

The report was agreed to, the bill was read the third time and passed.

The bill to define the liabilities of principal and securities of criminal bonds, and for other purposes, was indefinitely postponed.

The bill to authorize the Ordinary of Talbot county to appoint a general administrator for said county, etc., was lost.

The House took up the report of the committee on the bill to amend an act entitled an act to define and regulate Court contracts, and prescribe the manner of enforcing the same in the County Courts, approved 17th March, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 1971st and 1973d sections of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill

to regulate the fees of Justices of the Peace in certain cases therein specified.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of John S. Pentecost, of the county of Carroll, was withdrawn.

The bill to authorize Wm. J. Pecklehimer, of the county of Towns, and other disabled soldiers of the late war, to peddle goods, wares and merchandise, without license, was laid on the table for the present.

The House took up the report of the committee on the bill entitled an act to authorize the County Judge of Chatham county, to take the list of persons subject to jury duty, from the Receiver's Digest of taxes, made in the year 1866, the city registry, and to put such persons in the jury box who are subject to jury duty, and who are not on the digest or city registry, to throw out the present jury tickets and to make new ones, and place them in the box, and for other purposes.

The report of the committee was agreed to, and the bill was passed.

The House took up the report of the committee on the bill to incorporate the Georgia Company.

Mr. HOWARD, of Lumpkin, offered the following amendment: "provided, that said company shall not have the right to divert the stream of Clay Creek from its natural channel at any point above the Grist and Saw Mills of Mrs. Susan Davis, without the free consent of the owner of said mills;" which amendment was agreed to.

The report, as amended, was agreed to, the bill was read the third time and passed.

The following bills were read the third time and lost, to-wit:

A bill to make it a misdemeanor for any person to kill or injure any stock that enter upon land planted, not enclosed by fences.

A bill to change the 4270th section of the Code.

A bill to empower any sheriff or jailor to discharge a prisoner or prisoners in certain cases.

\* A bill to reduce the per diem pay of the officers and members of the General Assembly.

\* A bill to regulate the lien of judgments and executions, and the sale of personal property levied on by final process.

A bill to amend the 7th clause of the 1670th paragraph, 2d section, part 2d, title 2d, chapter 1st, article 1st of the revised Code of this State.

A bill to amend the 4452d paragraph, part 4th, title 1st of the revised Code.

A bill to allow John Girardeau, an aged and crippled citizen, of the county of Liberty, to peddle without license.

A bill to remit the State tax of the county of Appling, for the years 1866 and 1867, for the purpose of building a jail in said county, &c.

A bill to exempt from State and county tax all manufactories of cotton erected in this State, &c.

A bill to relieve husbands and wives who have been separated for fifteen years.

The bill to amend an act to organize a County Court, define its jurisdiction, &c., was withdrawn.

Also, the bill to authorize the corporators of Houston Factory to issue change bills to run for the space of ten years.

The bill to extend the time for completing the Georgia Air Line Railroad was laid on the table for the present.

The House took up the report of the committee on the bill to incorporate the Villa Rica Mining Company.

Mr. CANDLER offered the following amendment:

*"Be it further enacted, That the privileges and franchises granted by this charter, shall not be withdrawn during the term of this charter, unless the same be judicially forfeited;"* which amendment was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

The following bills were read the third time, and lost, to-wit:

A bill to amend an act creating a County Court, and for other purposes.

Also, a bill to be entitled an act to alter and amend 31st section of an act entitled an act to organize a County Court and define its jurisdiction, and for other purposes.

Also, a bill to be entitled an act to repeal so much of an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes, as relates to giving civil jurisdiction on such matters as was heretofore cognizable in the Inferior and Justices' Courts, and establishing regular terms of said Court, and creating the office of bailiff in said Court; also, an act to authorize the transfer of all civil cases now on the dockets of the Inferior Courts to the County Courts; also, an act to repeal section 285, except the 5th clause, and also to repeal the 1st, 2d and 3d clauses of section 287, article 1st, title 5th, chapter 4th of the Code of Georgia, all approved 17th March, 1866, and for other purposes.

Also, a bill to remit fifty per cent. of the State tax for the county of Jefferson, for the year 1866, and place the same at

the disposal of the Inferior Court of said county, for the purpose of building a jail in said county.

Also, a bill to be entitled an act to alter and amend sections 594 and 971 of the Code of Georgia.

Also, a bill to relieve husbands and wives who have been separated for three years.

Also, a bill to pay Dr. W. A. Green, of the county of Sumter, for attending small pox cases in the year 1865.

Also, a bill to be entitled an act to require the Superintendent of the Western & Atlantic Railroad to pay for wood and cross-ties furnished the road prior to the occupation of the road by the Federal army.

On motion, the House adjourned until 9 o'clock to-morrow morning.

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SATURDAY, December 8th, 1866.

9 o'clock, A. M.

The House met pursuant to adjournment.

On motion of Mr. BYRD, the House reconsidered so much of the Journal as relates to the loss of the Senate resolution in relation to the adjournment of the General Assembly.

Mr. SHAW, of Stewart, moved a reconsideration of so much of the Journal as relates to the loss of the bill to change the mode of empaneling jurors; which motion was lost.

Mr. WILLIS, of Talbot, moved a reconsideration of so much of the Journal as relates to the loss of the bill authorizing the Ordinary of Talbot county to appoint a general administrator for said county: which motion was lost.

The House took up the reconsidered resolution from the Senate relative to the adjournment of the General Assembly.

Mr. GUNNELLS, of Banks, offered the following as an amendment:

*Resolved*, That this House, the Senate concurring therein, do adjourn on Thursday, 13th inst., at one o'clock, P. M.

Which amendment was lost.

The question then occurred upon concurring in the resolution, and a two-third vote being necessary thereto, the yeas and nays were required to be recorded, and resulted in yeas 120 and nays 8.

Those voting in the affirmative are Messrs.

Alexander,	Holliday,	Pickett,
Asbury,	Hollis,	Phillips,
Atkinson,	Howard, of Bartow,	Pottle,
Baker,	Howard,	Ragsdale,
Barnes,	of Lumpkin,	Redwine,
Bennett,	Hockenhull,	Reese,
Benson,	Hodges,	Rhodes,
Boyd,	Hudson,	Ridley,
Bragg,	Hughes, of Union,	Robinson,
Brown, of Early,	Johnston, of	of Laurens,
Brown, of Houston,	Forsyth,	Robertson,
Brock,	Johnson, of Henry,	of Walton,
Bulloch,	Johnston, of Pierce,	Roundtree,
Burch,	Jones, J. B.,	Rumph,
Byrd,	of Burke,	Russell, of Chatham,
Cabaniss,	Jones, J. J.,	Scandrett,
Cameron,	of Burke,	Sharp,
Candler,	Kibbee,	Shaw,
Carter,	Lawson,	Smith, of Clinch,
Colley,	Mattox, of Elbert,	Smith, of Hancock,
Dart,	Mallard,	Snead,
Davenport,	Martin,	Speer,
Dixon, of Macon,	McCullough,	Stapleton,
Dodson,	McCutchen,	Stanfield,
Dodds,	McDowell,	Starr,
Dorsey,	of Heard,	Stewart,
Durham,	McDowell, of Pike,	Sumner,
Edge,	McDougald,	Swann,
Ellington,	McLendon,	Swearingen,
Evans,	McRae,	Thomas,
Fincannon,	McWhorter,	Tucker,
Ford,	of Green,	Usry,
Fraser,	McWhorter,	Watkins,
French,	of Oglethorpe,	Wicker,
Gartrell,	McQueen,	Wilburn,
Green,	Mizell,	Williams,
Grogan,	Morris, of Franklin,	of Bryan,
Gross,	Morrow,	Williams, of Bulloch.
Harrison,	Mitchell,	Wilkerson,
Harden,	of Thomas,	Winningham,
Hargett,	Montgomery,	Woods, of Floyd,
Hicks,	Moses,	Woods, of Morgan,
Hill,	Peebles,	Woodward,
Hinton,	Peeples,	Womble.

Those voting in the negative are Messrs.

Glenn,	Simms, of Newton,	Wall,
Gunnells,	Stanton,	Willis.
Russell, of Muscogee,	Umphrey,	

Ayes 120; nays 8. So the resolution was concurred in.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills, to-wit :

A bill to make valid the tax levied by the Inferior Court of Randolph county, for county purposes for the year 1866.

A bill to encourage telegraphic communication between the State of Georgia and the Bahamas and West India Islands.

A bill to repeal section 2194 of the Code.

A bill to amend an act entitled an act to incorporate the Baptist Church of Christ, at Macon, and to appoint Trustees for the same, approved December 3d, 1851.

A bill for the relief of administrators, executors, guardians and trustees, and other persons named therein, and of their estates.

A bill to incorporate the Savings Bank of Forsyth by a constitutional majority, yeas —, nays —.

A bill to incorporate the Lewis Manufacturing and Mining Company.

The Senate have also concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit :

A bill to repeal the 5th section of an act to repeal an act, entitled an act to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and Constables of country districts in the county of Chatham to be residents of the districts of which they are elected, assented to the 21st day of December, 1835, so far as the civil jurisdiction of the Justices of the Peace for the 1st, 2d, 3d and 4th districts Georgia Militia in the city of Savannah are concerned, and to establish rates of fees of magistrates and constables in the city of Savannah.

A bill to alter the time of holding the County Courts in the counties of Stewart and Schley.

The Senate adhere to their disagreement to the amendments of the House of Representatives to the bill of the Senate to amend the law in regard to effecting service of bills in equity to marshal the assets of the estates of deceased persons.

The Senate have also passed the following bills of the House of Representatives, to-wit :

A bill for the relief of J. J. Anderson, an employe upon the Western & Atlantic Railroad in the year 1859.

A bill to be entitled an act for the relief of Milly E. Tuck, former wife of Seaborn G. Tuck, of Walton county, Georgia.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the



Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances.

Mr. J. B. JONES, chairman of the Committee on Agriculture and Internal Improvement, submitted the following report:

*Mr. Speaker:* The Committee on Agriculture and Internal Improvement have had under consideration a bill to be entitled an act to regulate the rates of passage and freight over the various railroads in this State, and report the same back to the House without any recommendation.

Also, a bill to be entitled an act to transfer to the State of Georgia the charter of the Polk Slate Quarry Railroad Company, and recommend that it do not pass.

Also, a bill to be entitled an act to extend the aid of the State to the completion of the Macon & Augusta Railroad, and for other purposes, and report the same back to the House without recommendation.

J. B. JONES, *Chairman.*

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit:

An act to enable owners of mines to draw water from branches or other headwaters through intervening lands.

Also, an act to consolidate the offices of the Clerk of the Superior Court and Inferior Court in and for the counties of Henry, Dougherty, Clayton and Twiggs.

Also, an act to incorporate the Mosskill Manufacturing Company of Baldwin county.

Also, an act to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes.

Also, an act to incorporate the Hawkinsville Manufacturing Company, of Pulaski county, Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed a bill to extend the aid of the State to the completion of the Griffin & North Alabama Railroad.

The Senate have concurred in the resolution of the House of Representatives in reference to the employment of a clerk in the office of Secretary of State, for the year 1867

The Senate have also agreed to joint resolution in reference to the issuing of new bonds for coupons now due on the sterling bonds issued in 1838, and due in 1868; in which they

invite the concurrence of this branch of the General Assembly.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit :

*Mr. Speaker:* The Governor has approved and signed the following acts, to-wit:

An act to alter and amend an act entitled an act to incorporate the town of Hawkinsville, in the county of Pulaski, to appoint commissioners for the same, and to confer certain privileges upon said commissioners; also to incorporate the town of Grooversville, in Brooks county, and for other purposes, approved December 8th, 1859.

An act for the relief of Henry J. G. Williams.

An act to authorize the Justices of the Inferior Court of Decatur county to issue bonds for the payment of erecting a bridge over Flint river, within the limits of Bainbridge, or for the payment of stock in a corporate company, for that purpose.

An act to amend the charter of Mount Vernon Institute, in Washington county.

An act to incorporate the Pogue Shoals Manufacturing Company.

An act to authorize the City Council of Thomasville to issue bonds to the amount of one hundred thousand dollars, for the purpose of taking stock in the South Georgia and Florida Railroad, and for other purposes.

An act to incorporate the town of Sylvania, in the county of Screven, to appoint commissioners for the same, and for other purposes.

An act to change the time of holding the Superior Courts in the county of Macon, and to provide for the drawing of two panels of grand and petit jurors in said county.

An act to amend the road laws of this State.

An act to incorporate the Hancock Iron Company, and to confer certain powers and privileges thereon.

An act to pay in money to each wounded, disabled soldier the value of the artificial limb to which he may be entitled under an act of the General Assembly, approved March 13th, 1866, under such provisions as are contained in this act.

An act to authorize guardians and others to compromise claims under certain circumstances.

An act to repeal the 1391st section of the Code of Georgia, and to provide compensation for taking up estrays.

An act to alter and amend section 3807 of the Code of Georgia.

An act to alter and amend the 324th section of the revised Code of Georgia.

An act to alter and amend section 4641 of the Code of Georgia.

An act to alter and amend paragraphs 204 and 206 of the revised Code.

An act to authorize the Justices of the Inferior Courts of Camden, Glynn and Effingham counties to levy a special tax for county purposes, and to regulate the same.

An act to alter and amend the 1578th and 1579th paragraphs of the Code of Georgia.

Mr. RIDLEY, of Troup, from the Committee on Finance, submitted the following report:

*Mr. Speaker:* Touching a resolution of the House asking the Finance Committee to investigate and report to the House the facts respecting certain payments made to Henry C. Wayne, Assistant Adjutant General of the State, on warrants drawn by ex-Governor Joseph E. Brown, amounting to \$2,250, and ordered to be paid by his Excellency, Governor Jenkins, and also respecting the issuing and payment of certain other warrants to General Wayne, amounting to \$3,000, issued by Governor Jenkins, your committee report that by the act of 1860 the office of Adjutant General was created and made permanent, and the salary of that officer fixed at \$3,000. This office was abolished at the last session of this General Assembly. The payments made were for that officer's salary for 1863 and 1864. His Excellency conceiving that this office being created before the war, and the officer appointed during good behavior, he had the same right to his salary as any other officer of State.

The Governor asserts that there is nothing in the ordinance of the Convention, and nothing in the legislation of the last General Assembly that at all affected that right.

Upon the other question of the lapse of the warrants issued by Governor Brown, because they were not drawn within six months, his Excellency states that his construction of that law, and the construction given by his predecessors, is, that after warrants are issued, there can be no lapse. If warrants are not applied for within six months, the amount appropriated would lapse, and require an appropriation to be again made; but a warrant once issued does never lapse. Your committee further report, that as these questions are to some extent questions of construction of both the letter and spirit of the ordinance of the Convention, a reference of the same would more properly be made to the Judiciary Committee.

R. A. T. RIDLEY,

*Chairman Finance Committee.*

Mr. McWHORTER, chairman of the Committee on New Counties and County Lines, submitted the following report:

*Mr. Speaker:* The Committee have had under consideration the following bills of the Senate, to-wit:

A bill to change the county lines between the counties of Banks and Jackson. The committee recommend the same do not pass.

A bill to change the lines between the counties of Screven and Burke; and I am instructed to report the same back with a recommendation that it do pass.

R. L. McWHORTER,  
*Chairman.*

The House took up the special order, to-wit: the report of the committee on the bill to levy and collect a tax for the support of the government during the year 1867, and for other purposes.

On motion of Mr. STEWART, of Spalding, the bill was taken up by sections.

The blank in the first section was filled with five hundred thousand dollars.

The amendments proposed by the Committee on Finance were agreed to, up to the tenth item in the second section.

Mr. McWHORTER, of Greene, moved to amend by adding the following: "Upon every keeper or owner of a faro bank, two thousand dollars."

On motion, said amendment was indefinitely postponed.

Mr. POTTLE moved to strike out \$25.00, as a tax upon circuses, and insert in lieu thereof \$50.00, which motion prevailed.

Mr. STARR, of White, moved to amend the twelfth item by striking out \$500 and inserting \$1,000, which was lost.

Mr. DuBOSE moved to strike out negro and insert laborer, which motion prevailed.

Mr. BAKER, of Lowndes, offered an amendment, for which Mr. LAWSON offered a substitute.

On motion of Mr. DuBOSE, the said amendments were indefinitely postponed.

Mr. DuBOSE, offered as a substitute for the 12th item, the following:

"The sales of spirituous liquors in this State shall be subject to only an *ad valorem* tax, but nothing herein prescribed shall interfere with the license fee now imposed by law, upon dealers in spirituous liquors." Upon which the ayes and noes were required to be recorded, and resulted in ayes 81 and noes 53.

Those voting in the affirmative are Messrs.

Asbury,	Benson,	Bulloch,
Baker,	Bragg,	Byington,
Barnes,	Brown, of Early,	Cabaniss,
Bennett,	Brown, of Houston,	Cameron,

Carter,	Mattox, of Elbert,	Shaw,
Dart,	Martin,	Sims, of Bartow,
Dixon, of Macon,	McCullough,	Simms, of Newton,
Dorsey,	McCutchen,	Smith, of Clinch,
DuBose,	McComb,	Smith, of Hancock,
Edge,	McLendon,	Snead,
Fincannon,	McRae,	Speer,
Ford,	McQueen,	Stapleton,
Fraser,	Mizell,	Stanfield,
Gartrell,	Morris, of	Stanton,
Glenn,	Montgomery,	Swann,
Green,	Morris, of Franklin,	Tench,
Grogan,	Morrow,	Thomas,
Harrison,	Mitchell, of	Tucker,
Harden,	Thomas,	Umphrey,
Hill,	Mitchell, of	Usry,
Hinton,	Gwinnett,	Vason,
Holliday,	Montgomery,	Wall,
Howard, of Bartow,	Moses,	Wicker,
Hodges,	Oates,	Willis,
Hughes, of Union,	Ragsdale,	Williams, of Bryan,
Johnston, of	Redwine,	Williams,
Forsyth,	Robertson,	of Bulloch,
Johnston, of Pierce,	of Walton,	Wilkerson,
Jones, J. B.,	Roundtree,	Winningham,
of Burke,	Russell, of Chatham,	Woods, of Morgan,
Kibbee,	Russell,	Womble,
Maddox, of Fulton,	of Muscogee,	

Those voting in the negative are Messrs.

Alexander,	Hollis,	Pottle,
Atkinson,	Howard, of	Reese,
Boyd,	Lumpkin,	Rhodes,
Brock,	Hockenhull,	Ridley,
Burch,	Hudson,	Robinson, of
Byrd,	Johnson, of Henry,	Laurens,
Candler,	Jones, J. J.,	Rogers,
Colley,	of Burke,	Rumph,
Dodson,	Lawson,	Scandrett,
Dodds,	Mallard,	Sharp,
Durham,	McDowell, of Heard,	Stallings,
Ellington,	McWhorter, of	Starr,
Evans,	Greene,	Stewart,
French,	McWhorter, of	Swearingen,
Frost,	Oglethorpe,	Watkins,
Gross,	Peebles,	Wilburn,
Gunnells,	Peeples,	Williams, of Dooly,
Hand,	Pickett,	Woods, of Floyd,
Hargett,	Phillips,	Woodward,
Hicks,		

Ayes 81 ; nays 53. So the amendment was agreed to.

On motion, the third section was stricken out.

The fourth, fifth, sixth, seventh and eighth sections were agreed to.

Mr. MOSES offered an additional section, which was agreed to.

The report was agreed to, the bill was read the third time and passed, and ordered to be sent forthwith to the Senate.

Leave of absence was granted to Mr. Martin, of Gwinnett, for the balance of the session, after Monday next, and to Mr. McDougald for the balance of the session, on account of sickness.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled and took up the report of the committee on the bill for the encouragement and protection of European immigration, and for the appointment of a commissioner, and for other purposes therein expressed.

Mr. BYRD, of Mitchell, moved the indefinite postponement of the bill, which motion prevailed.

The House took up the report of the committee on the bill to incorporate an insurance company in the city of Bainbridge, to be called the National Insurance Company.

The report was agreed to, the bill was read the third time and passed.

Mr. POTTLE, chairman *pro tem.* of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act enabling married women to renounce their right to dower and twelve months support in and from real estate mortgaged to loan and building associations. Recommend it do pass.

Also, a bill to be entitled an act to authorize administrators, guardians, executors and other persons acting in a fiduciary capacity, to compromise doubtful debts belonging to such estates, and for other purposes. Recommend it do pass with the amendment.

Also, the following Senate bills :

A bill to be entitled an act to repeal all laws forbidding aliens to hold and own lands in Georgia. Recommend it do pass.

Also, a bill to be entitled an act for the discharge of insol-

vent debtors, to regulate the mode and manner thereof, and the disposition of said insolvent's property, and for other purposes. A majority of the committee recommend it do not pass.

E. H. POTTLE,

*Chairman pro tem. Judiciary Committee.*

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts and resolution, to-wit:

An act for the relief of J. J. Anderson, an employe upon the Western & Atlantic Railroad in the year 1859.

Also, an act for the relief of Miley E. Tuck, former wife of Seaborn G. Tuck, of Walton county, Georgia.

Also, a resolution authorizing the Secretary of State to employ a clerk in his office for the year 1867

The House took up the report of the committee on the bill to regulate the rates of passage and freight over the various railroads in this State, which, on motion, was indefinitely postponed.

On motion of Mr. BULLOCH, of Talbot, a seat on the floor of the House was tendered to the Hon. Hugh Buchanan during his stay in the city.

The House took up the report of the committee on the bill to incorporate the Fulton Savings Bank.

Mr. DuBOSE moved to amend by inserting after the word "upon," in the second section, the words "not exceeding the legal rate of interest," which was agreed to.

The report of the committee as amended, was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 94 and nays 7

Those voting in the affirmative are Messrs.

Alexander,	Durham,	Holliday,
Asbury,	DuBose,	Howard, of
Barnes,	Fincannon,	Lumpkin,
Boyd,	Fraser,	Hudson,
Brock,	French,	Hughes, of Union,
Bulloch,	Gartrell,	Johnston,
Byrd,	Glenn,	of Forsyth,
Byington,	Green,	Jones, J. B., of
Cameron,	Grogan,	Burke,
Colley,	Gross,	Maddox, of Fulton,
Dart,	Gunnells,	Mattox, of Elbert,
Davenport,	Hand,	Mallard,
Dixon, of Macon,	Harden,	McCullough,
Dodson,	Hargett,	McCutchen,
Dodds,	Hill,	McDowell, of Pike,

McDowell, of	Ragsdale,	Stanton,
Heard,	Redwine,	Stewart,
McLendon,	Ridley,	Sumner,
McWhorter, of	Robinson,	Swann,
Greene,	of Laurens,	Swearingen,
McWhorter, of	Robertson, of	Thomas,
Oglethorpe,	Walton,	Tucker,
McQueen,	Rogers,	Usry,
Morris, of	Rumph,	Wall,
Montgomery,	Russell, of Chatham	Wicker,
Morris, of	Russell, of	Wilburn,
Franklin,	Muscogee,	Willis,
Morrow,	Scandrett,	Williams, of Bryan,
Mitchell, of	Sharp,	Williams, of
Gwinnett,	Shaw,	Bullock,
Montgomery,	Sims, of Bartow,	Wilkerson,
Oates,	Simms, of Newton,	Woods, of Floyd,
Peebles,	Speer,	Woods, of Morgan,
Peeples,	Stallings,	Woodward.
Phillips,	Stapleton,	Womble.
Quillian,	Starr,	

Those voting in the negative are Messrs.

Benson,	Ellington,	Umphrey,
Burch,	Rhodes,	Watkins.
Candler,		

Yeas 94; nays 7. So the bill was passed.

The House took up the report of the committee on the bill to give landlords a lien upon the crops of tenants for stock, provisions and farming utensils furnished such tenant for the purpose of making a crop.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to legalize marriages by colored ordained ministers of the gospel, and also, to authorize such colored ordained ministers or ministers of African descent, to solemnize future marriages between freedmen and freedwomen or persons of African descent only.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to change the time of holding the Superior Court of the county of Spalding.

A bill to add fractional lots of land Nos. 224, 225, and



256 in the 13th district of originally Lee to the county of Terrell.

The Senate have also passed the following bill of the House of Representatives, with an amendment, in which they invite the concurrence of this branch of the General Assembly, to-wit :

A bill for the relief of certain persons therein named.

The following bills of the House of Representatives have been rejected by the Senate, to-wit :

A bill to reorganize the fire department of the city of Savannah.

A bill to define the residence of corporations, and to perfect service on the same.

A bill to appoint a day for the holding of elections by the General Assembly.

The House took up the report of the committee on the bill to incorporate the Atlanta Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. McLENDON presented a memorial, which was referred to the Committee on Agriculture and Internal Improvement.

The House took up the report of the committee on the bill to incorporate the Atlanta Depository.

Mr. McWHORTER, of Greene, offered an additional section as an amendment, including the personal liability clause, which was agreed to.

Mr. McWHORTER, of Greene, moved further to amend by inserting the words, "not exceeding the rate of interest now required by law," which amendment was agreed to.

The report as amended was then agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 89 and nays 5.

Those voting in the affirmative are Messrs.

Alexander,	Dodson,	Hinton,
Asbury,	Dodds,	Holliday,
Barnes,	Durham,	Howard, of Lumpkin,
Benson,	DuBose,	Hockenbuhl,
Boyd,	Fincannon,	Hodges,
Brown, of Houston,	Fraser,	Hudson,
Brock,	French,	Hughes, of Union,
Bulloch,	Gartrell,	Johnston, of
Burch,	Glenn,	Forsyth,
Byrd,	Green,	Johnson, of Henry,
Cameron,	Gross,	Jones, J. B.,
Candler,	Gunnells,	of Burke,
Dart,	Hand,	Maddox, of Fulton,
Davenport,	Harden,	Mattox, of Elbert,
Dixon, of Macon,	Hill,	Mallard,

Martin,	Peebles,	Speer,
McCullough,	Phillips,	Stallings,
McCutchen,	Pottle,	Stapleton,
McDowell, of Heard,	Quillian,	Stanton,
McDowell, of Pike,	Ragsdale,	Stewart,
McLendon,	Redwine,	Sumner,
McWhorter, of	Ridley,	Swann,
Greene,	Robinson, of Laurens	Swearingen,
McWhorter, of	Robertson, of	Thomas,
Oglethorpe,	Walton,	Tucker,
Morris, of	Rumph,	Wall,
Montgomery,	Russell, of Chatham,	Willburn,
Morris, of Franklin,	Scandrett,	Williams, of Dooly,
Morrow,	Sharp,	Wilkerson,
Mitchell,	Shaw,	Woods, of Floyd,
of Gwinnett,	Sims, of Bartow,	Woodward,
Montgomery,	Simms, of Newton,	Womble.

Those voting in the negative are Messrs.

Brown, of Early,	Mizell,	Watkins.
Ellington,	Rhodes,	

Yeas 89; nays 5. So the bill was passed.

The bill to fix the time of holding the County Courts for the counties of Carroll, Haralson, Polk and Paulding, was indefinitely postponed.

Leave of absence was granted to Mr. Humphreys, of Lincoln, for the balance of the session, on account of sickness.

On motion, the House took a recess until 7 o'clock, P. M.

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#### SEVEN O'CLOCK, P. M.

The House reassembled, and took up the report of the committee on the Senate bill to require administrators and executors to advertise the terms of their sales.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend section 1574 of the Code of Georgia.

The amendment proposed by the committee was disagreed to.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to add lot of land No. 231 in the 4th district of 2d section of the county of Cherokee to the county of Pickens.

The report was agreed to, which being adverse to the bill, the same was lost.

The bill to change the line between the counties of Wilkinson and Twiggs, was read the third time and lost.

The House took up the report of the committee on the Senate bill to provide for the people of Twiggs county to settle the question of the removal of their county site from Marion, its present location, to Jeffersonville, etc.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal so much of the first section of an act entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend the charter of the Kenesaw Mining Company of Georgia, and to change the name of the same, for which Mr. Glenn had reported a substitute, but withdrew the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to consolidate the offices of Clerk of the Superior and Inferior Courts of Elbert county.

Mr. PICKETT moved to amend by inserting Webster county, which was agreed to.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on the Senate bill to extend the provisions of an act, approved March 4th, 1856, entitled an act to protect the citizens of the counties of Worth, Richmond and Clinch, Berrien and Bryan from the injurious consequences of camp hunting by non-residents, to the county of Irwin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to alter and amend an act entitled an act to incorporate in the State of Georgia an insurance company, to be called the Great Southern Insurance Company, assented to December 17th, 1861, which, on motion was referred to the Committee on Banks.

The House took up the report of the committee on the Senate bill to incorporate the Memorial Association of Resaca, and confirm the titles to land.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to allow the redemption of land sold under execution within a specified time.

Mr. DODSON moved to amend by confining the provisions of the act to debts hereafter to be contracted, but withdrew the same.

The report of the committee was disagreed to, the previous question was called and sustained, the bill was read the third time, and on its passage the ayes and noes were required to be recorded, and resulted in ayes 62 and noes 45.

Those voting in the affirmative are Messrs.

Benson,	Howard, of L'mpkin,	Ridley,
Brock,	Hockenhull,	Rogers,
Bulloch,	Hudson,	Russell, of
Byington,	Johnson, of Henry,	Chatham,
Candler,	Johnston, of Pierce,	Russell, of
Carter,	Lindsay,	Muscogee,
Colley,	Maddox, of Fulton,	Sharp,
Davenport,	Mattox, of Elbert,	Sims, of Bartow,
Dixon, of Macon,	McCullough,	Speer,
Dodson,	McDowell, of Heard,	Stallings,
Evans,	McDowell, of Pike,	Stanfield,
French,	McLendon,	Swann,
Gartrell,	Mizell,	Swearingen,
Glenn,	Mitchell,	Thomas,
Green,	of Gwinnett,	Tucker,
Grogan,	Montgomery,	Watkins,
Gross,	Oates,	Wilburn,
Hand,	Peebles,	Williams, of
Harden,	Peeples,	Bulloch,
Hargett,	Pickett,	Winningham,
Hicks,	Phillips,	Woods, of Floyd.
Hill,	Ragsdale,	Womble.
Hinton,	Redwine,	

Those voting in the negative are Messrs.

Alexander,	Hodges,	Rumph,
Asbury,	Hughes, of Union,	Scandrett,
Barnes,	Johnson, of Wilcox,	Simms, of Newton,
Bennett,	Jones, J. B., of B'rke,	Snead,
Boyd,	Lawson,	Starr,
Brown, of Early,	Mallard,	Stanton,
Burch,	Martin,	Wall,
Byrd,	McCutchen,	Wicker,
Cameron,	Morris, of Franklin,	Willis,
Dart,	Quillian,	Williams, of Bryan,
Dorsey,	Rhodes,	Williams, of Dooly,
DuBose,	Robinson,	Wilkerson,
Ellington,	of Laurens,	Woods, of Morgan,
Fincannon,	Robertson,	Woodward.
Gunnells,	of Walton,	
Holliday,	Roundtree,	

Ayes 62; nays 45. So the bill was passed.

The House took up the report of the committee on the Senate bill to regulate the manner of convicts laboring upon public works, and to define the duties and powers of the Inferior Court and Governor of the State touching the same, and for other purposes therein mentioned, approved 20th March, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same.

Mr. MORRIS, of Franklin, moved an amendment in the way of an additional section; was agreed to.

The report, as amended, was agreed to.

Mr. GARTRELL moved to re-commit the bill, which was agreed to, when he offered the following amendment:

Provided that the State shall not pay more than \$300 per annum for each beneficiary under this act; which was agreed to.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Nancy E. Hancock.

Mr. SPEER, of Sumter, offered a substitute for said bill.

Mr. RIDLEY moved the indefinite postponement of the bill and substitute, and upon which the ayes and noes were required to be recorded, and resulted in ayes 45 and noes 49.

Those voting in the affirmative are Messrs.

Asbury,	Howard, of	Quillian,
Boyd,	Lumpkin,	Rhodes,
Brown, of Early,	Hockenhull,	Ridley,
Burch,	Hodges,	Robinson, of
Cameron,	Hughes, of Union,	Laurens,
Dodson,	Johnson, of Wilcox,	Rumph,
Dorsey,	Jones, J. B., of	Russell, of
DuBose,	Burke,	Muscogee,
Ellington,	Lawson,	Scandrett,
Evans,	Maddox, of Fulton,	Stallings,
Fincannon.	Mallard,	Thomas,
Gross,	McCutchen,	Watkins,
Gunnells,	McLendon,	Wicker,
Hand,	Montgomery,	Willis,
Harrison,	Oates,	Williams,
Hill,	Phillips,	of Bulloch
Hinton,		

Those voting in the negative are Messrs.

Alexander,	Hudson,	Rogers,
Bennett,	Mattox, of Elbert,	Russell, of
Benson,	Martin,	Chatham,
Brock,	McCullough,	Sharp,
Bulloch,	McDowell, of	Sims, of Bartow,
Byrd,	Heard,	Speer,
Candler,	McDowell, of Pike,	Stanfield,
Carter,	Mizell,	Starr,
Davenport,	Morris, of Franklin,	Stewart,
Dixon, of Macon,	Mitchell, of	Swann,
French,	Gwinnett,	Swearingen,
Gartrell,	Peebles,	Wall,
Glenn,	Peeples,	Wilburn,
Green,	Pickett,	Williams, of Dooly,
Grogan,	Ragsdale,	Wilkerson,
Harden,	Redwine,	Winningham,
Hargett,	Robertson, of	Woods, of Floyd,
Hicks,	Walton,	Woodward.
Holliday,		

Yeas 45; nays 49. So the motion was lost.

The substitute was received.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts of Lee county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Lowndes county to issue bonds to build a court house and jail, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Scandrett, of Taylor for the balance of the session after Monday next, on account of sickness.

On motion, the House adjourned until 9 o'clock, Monday morning next.

MONDAY, December 10th, 1866.

9 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. McLENDON moved to reconsider so much of the Journal as relates to the action of the House on the bill to provide for the encouragement of European immigration, etc., upon which motion, the ayes and noes were required to be recorded, and resulted in ayes 60 and noes 74.

Those voting in the affirmative are Messrs.

Alexander,	Lawson,	Russell,
Asbury,	Maddox, of Fulton,	of Chatham,
Atkinson,	Mattox, of Elbert,	Russell,
Baker,	Mallard,	of Muscogee,
Barnes,	McCullough,	Sale,
Bennett,	McComb,	Scandrett,
Brown, of Houston,	McDowell,	Sharp,
Cabaniss,	of Heard,	Shaw,
Dart,	McDowell,	Sims, of Bartow,
Dodds,	of Pike,	Smith, of Hancock,
Durham,	McLendon,	Snead,
Edge,	McWhorter,	Stallings,
Fraser,	of Greene,	Starr,
French,	Morris,	Stewart,
Gartrell,	of Montgomery,	Swann,
Green,	Morris,	Swearingen,
Harrison,	of Franklin,	Thomas,
Howard,	Mitchell, of Thomas,	Usry,
of Lumpkin,	Moses,	Vason,
Hockenhull,	Phillips,	Wicker,
Johnston, of Pierce,	Redwine,	Wilburn,
Jones, J. B.,	Robson,	Willis,
of Burke,	Roundtree,	Williams, of Bryan,
Jones, J. J.,	Rumph,	Woodward.
of Burke,		

Those voting in the negative are Messrs.

Benson,	Dickson, of Walker,	Harden,
Boyd,	Dixon, of Macon,	Hargett,
Bragg,	Dobson,	Hicks,
Brock,	Dorsey,	Hinton,
Bulloch,	Ellington,	Holliday,
Burch,	Evans,	Howard, of Bartow,
Byrd,	Fincannon,	Hodges,
Byington,	Ford,	Hudson,
Cameron,	Frost,	Hughes, of Union,
Candler,	Glenn,	Johnston,
Cook,	Gross,	of Forsyth,
Colley,	Gunnells,	Johnson, of Henry,
Davenport,	Hand,	Johnson, of Wilcox,

Lindsay,	Ragsdale,	Sumner,
Martin,		Tucker,
McCutchen,	Reese,	Umphrey,
McRae,	Rhodes,	Wall,
McWhorter,	Ridley,	White,
of Oglethorpe,	Robinson,	Williams,
Mizell,	of Laurens,	of Bulloch,
Mitchell,	Robertson,	Williams, of Dooly,
of Gwinnett,	of Walton,	Wilkerson,
Montgomery,	Simms, of Newton,	Winningham,
Peebles,	Smith, of Clinch,	Woods, of Floyd,
Peeples,	Speer,	Woods, of
Pickett,	Stapleton,	Morgan.
Pottle,	Stanfield,	Womble.
Quillian,	Stanton,	

Yeas 60; nays 74. So the motion was lost.

Mr. HAND, of Baker, moved a reconsideration of so much of the Journal of Saturday as relates to the action of the House on the bill to provide for the education of maimed indigent soldiers, etc., which motion was lost.

On motion of Mr. McCOMB, the Senate bill to increase the jail fees of Baldwin county, was withdrawn.

Leave of absence was granted to Mr. Sims for the balance of the session, after Wednesday next; and Mr. Fraser, of Liberty, for the same time, both on account of special business; to Mr. Woodward, of Monroe, and Mr. McQueen, of Thomas, for the balance of the session, on account of sickness; to Mr. McRae for to-day, and to Mr. Watkins for the same time.

Mr. MORRIS, of Franklin, introduced a resolution requesting his Excellency, the Governor, to pardon John H. Perkins, which was taken up, read and adopted, and ordered to be sent forthwith to the Senate.

The House took up the report of the committee on the bill to transfer to the State of Georgia the charter of the Slate Quarry Railroad Company, which, on motion, was withdrawn.

The House took up the report of the committee on the bill to authorize the granting of certain lots of land in certain counties.

On motion, the county of Habersham was stricken out.

On motion, the bill was laid on the table for the present.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills, to-wit:

A bill to increase the fees of the Clerk of the Superior Court, Ordinary and Sheriff of the county of Baldwin.



The Senate have also agreed to a joint resolution requesting his Excellency, the Governor, to appoint certain commissioners therein named to the World's Fair, to be held in the city of Paris in the year 1867, in which they invite the concurrence of the House of Representatives.

The Senate have rejected the following bill of the House of Representatives, to-wit:

A bill to enforce the observance of the Lord's day.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Chatham county to require Justices of the Peace to preside at elections in the city of Savannah.

Mr. RUSSELL, of Chatham, moved to amend as follows:

"Provided that no Justice of the Peace who has taken an active part in the election over which he is to preside shall be qualified to superintend said election:" which amendment was lost.

The report was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the bill to repeal an act to change the line between Dougherty and Worth, and disagreed to the same.

Mr. McCULLOUGH, from the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to extend the provisions of an act, approved March 4th, 1856, entitled an act to protect the citizens of Worth, Richmond, Clinch, Berrien and Bryan counties from the injurious consequences of camp-hunting by non-residents, to the county of Irwin.

An act to provide for the citizens of Twiggs county to settle the question of the removal of the county site from Marion, its present location, to Jeffersonville in said county.

An act to amend section 1574 of the Code of Georgia.

An act to amend the charter of the Kenesaw Mining Company of Georgia, and to change the name of the same.

An act to repeal so much of the first section of an act entitled an act to alter and amend the Penal Code of Georgia, passed March 12th, 1866, as relates to the 4248th section of the Code of Georgia.

An act to require executors and administrators to advertise the terms of their sale.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to alter the time of holding the County Courts in the counties of Stewart and Schley.

An act to repeal the 5th section of an act entitled an act to repeal an act entitled an act, to extend the civil jurisdiction of the Justices of the Peace in the city of Savannah, and to compel Justices of the Peace and Constables of county districts in the county of Chatham to be residents of the districts of which they are elected, assented to 21st day of December, 1835, so far as the civil jurisdiction of the Justice of the Peace for the 1st, 2d, 3d and 4th districts Georgia Militia, in the city of Savannah are concerned, and to establish rates of fees of magistrates and constables in the city of Savannah, approved February 17th, 1854.

An act approving the consolidation of the Dalton & Jacksonville Railroad Company, and the Georgia & Alabama Railroad Company of the State of Georgia with the Alabama & Tennessee River Railroad Company of the State of Alabama, and to authorize the consolidated company to adopt a corporate name and charter and act under the same.

Also, the following resolutions, to-wit:

A resolution in reference to the adjournment of the General Assembly.

A resolution relating to the repairing of State House, and for other purposes.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit:

*Mr. Speaker:* The following acts have been approved and signed by the Governor, to-wit:

An act to make valid contracts of apprenticeships made by citizens of Georgia with agents of the Freedmen's Bureau.

An act to consolidate the offices of the clerk of the Superior Court and Inferior Court in and for the counties of Henry, Dougherty, Clayton and Twiggs.

An act to incorporate the Hawkinsville Manufacturing Company of Pulaski county, Georgia.

An act to incorporate the Moss-gill Manufacturing Company of Baldwin county.

The House took up the report of the committee on the bill to incorporate the town of McIntosh, at Indian Spring, in Butts county, and to amend an act, passed 25th December, 1837, incorporating Indian Spring in said county.

The report of the committee was agreed to, the bill was read the third time and passed.

On motion it was resolved that all bills passed to-day be transferred forthwith to the Senate, unless notice be given of the intention to move a reconsideration.

The House took up the report of the committee on the bill

to add the residence and lot of land upon which Robert H. Gray resides, to the county of Burke.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to reduce the bond of the sheriff of Baker county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make permanent the county site of Bulloch county, and to incorporate the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of certain persons therein described, etc.

Said report was amended, and as amended agreed to, the bill was read the third time and passed.

Mr. HARDEMAN give notice that he would move a reconsideration of the same.

The House took up the report of the committee on the bill to change the line between the counties of Lowndes and Echols.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to enable the city of Columbus to maintain a public school, and to use the male and female academy lot and building for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Southern and Western Insurance Company of New Orleans to establish branches and to appoint one or more directors in this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Augusta & Summerville Railroad Company, approved March 20th, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 2d section of the act entitled an act incorporating the trustees of Christ's Church, in the city of Augusta, and to change the name thereof to the First Presbyterian,

Church of the city of Augusta, assented to December 29th, 1836.

The report was agreed to, the bill was read the third time and passed.

The bill to change the time of holding the County Court of Miller county was withdrawn.

The bill to incorporate Washington Fire Company, No. 1, of the city of Augusta, was ruled out of order.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Savings Bank of the city of Augusta.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill enabling married women to renounce their right to dower and twelve months' support in and from real estate mortgaged to loan and building associations.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Justices of the Inferior Court of Mitchell and Thomas counties to issue bonds for the purpose of taking stock in the South Georgia & Florida Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Kellogg Gold Mining and Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

• An act to allow the redemption of real estate sold under execution within a specified time.

• An act to amend an act to regulate the manner of convicts laboring upon public works, and to define the powers and duties of the Inferior Court and Governor of the State touching the same, and for other purposes therein mentioned, approved 20th March, 1866.

The House took up the report of the committee on the bill to incorporate the Buena Vista Manufacturing Company, in the county of Baldwin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the times of holding the semi-annual sessions of the County Court of Spalding.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Flat Shoals Manufacturing Company, in the counties of Meriwether and Pike.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to repeal an act entitled an act to add lot of land No. 46 in 30th district of originally Lee, now Schley, to the county of Sumter, assented to April 13th, 1863.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend section 3621 of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The following bills were read the third time and indefinitely postponed, to-wit:

A bill to add to and enlarge the 447th section of the Code of Georgia.

A bill to remit the taxes of 1866 of Effingham county to the Inferior Court of said county, for the purpose of building a jail.

A bill to authorize Redding Denmark, of the county of Tattnall, to practice medicine and charge for the same.

A bill to amend the act to incorporate the Habersham and Union Turnpike Company, and to grant certain privileges to the same.

A bill to repeal an act entitled an act to organize a County Court in the several counties in this State, so far as relates to the county of Telfair.

A bill to change the time of holding the monthly sessions of the County Court in the counties of Gilmer, Union and Towns.

The House took up the report of the committee on the bill to compensate election clerks in Meriwether county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to make it a misdemeanor to hunt with fire arms on the Sabbath day, in Lee county.

The report was amended by a number of other counties added.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the Senate resolution appointing Col. Charleton H. Way and John H. Stoughton, commissioners to the World's Fair, at Paris.

On motion, said resolution was amended by adding the words, "and such others as the Governor may select," and as amended concurred in.

The House took up the report of the committee on the bill to authorize the arrest by the Marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, all persons violating the laws passed by the commissioners of said village against drunkenness and other gross and immoral conduct.

The report was agreed to, the bill was read the third time and passed.

The bill to extend the aid of the State to the completion of the Macon & Augusta Railroad, and for other purposes, was read the third time and lost.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

On calling the roll, the following members answered to their names :

Alexander,	Glenn,	Johnston, of Pierce,
Asbury,	Green,	Lawson,
Atkinson,	Grogan,	Maddox, of Fulton,
Boyd,	Gunnells,	Mattox, of Elbert,
Brown, of Early,	Hand,	Mallard,
Brown, of Houston,	Harrison,	McLendon,
Brock,	Hicks,	McWhorter, of
Bulloch,	Hill,	Oglethorpe,
Burch,	Hinton,	Mizell,
Cook,	Holliday,	Morris, of
Colley,	Howard, of Bartow,	Franklin,
Dart,	Howard, of	Mitchell, of
Davenport,	Lumpkin,	Gwinnett,
Dixon, of Macon,	Hockenhull,	Montgomery,
Dodson,	Hodges,	Moses,
Dodds,	Hudson,	Peebles,
Evans,	Hughes, of Union,	Peebles,
Finckannon,	Johnston, of	Phillips,
Ford,	Forsyth,	Pottle,
Fraser,	Johnson, of Henry,	Quillian,
French,	Jones, J. J., of	Ragsdale,
Gartrell,	Burke,	Redwine,

Reese,	Smith, of Clinch,	Umphrey,
Rhodes,	Smith, of Hancock,	Wall,
Ridley,	Stallings,	White,
Robertson, of	Stapleton,	Wicker,
Walton,	Stanfield,	Wilburn,
Rogers,	Starr,	Willis,
Rumph,	Stanton,	Williams, of
Sharp,	Stewart,	Bulloch,
Shaw,	Swearingen,	Wilkerson,
Sims, of Bartow,	Thomas,	Woods, of Floyd,
Simms, of Newton,	Tucker,	Woods, of Morgan.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit:

An act to add fractional lots of land Nos. 224, 225 and 226, in the 13th district of originally Lee, to the county of Terrell.

Also, an act to change the times of holding the Superior Courts of the county of Spalding, and for other purposes therein named.

The House took up the report of the committee on the bill to amend section 2016, 2017, and 2014, 2015 and 2020 of the Code, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the oath of retail dealers in spirituous liquors.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the making of parties in certain cases therein mentioned.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend the 1377th section of the Code of this State.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to extend the provisions of an act entitled an act to amend the several acts now in force, to regulate the fees of magistrates and constables in this State, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and provide a mode of collecting the same, approved January 22d, 1862, so

as to include the magistrates and constables of the county of Muscogee, and to provide for the collection of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend section 3530 of the Code of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to alter and amend the Penal Code, approved March 20th, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to an act amendatory of the law relating to the establishment of lost papers, approved 7th March, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to appropriate money to pay D. B. Sanford to bring up business of the late Clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the Inferior Court of Echols county to regulate and prescribe the rates of ferriage in said county, etc.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills, to-wit :

A bill to authorize the levy and collection of an extra tax in the county of Richmond, by the Justices of the Inferior Court, upon the recommendation of the grand jury of said county.

A bill to authorize Branner Thomas, of Pierce county, guardian of William Gye and James A. Stanfield, of Tattall county, guardian of Allen R. Strickland, of Liberty county, to deliver to their said wards the property in their possession, belonging to them, and to relieve said guardians from all pains and penalties for so doing.

A bill to change section 3543 of the Code of Georgia.

A bill to repeal the oath prescribed in the 1377th para-



graph of the revised Code of Georgia, to be taken by retailers of spirituous liquors.

A bill to compel persons holding claims against this State entered into or arising at any time from 1st January 1861, to 25th June, 1866, passed upon by the Court.

A bill to prescribe the terms upon which marine, fire, or life insurance companies, not incorporated by act of the General Assembly of Georgia, shall be permitted to transact business within this State.

The Senate have also agreed to the following resolutions, in which they invite the concurrence of this branch of the General Assembly, to-wit :

A resolution authorizing the Superintendent of the Western & Atlantic Railroad to establish through rates on freights to Rome, Georgia.

A resolution to bring on an election for United States Senator.

The Senate have also disagreed to the amendments of the House of Representatives to the following resolution of the Senate, to-wit :

A resolution in reference to the appointment of a committee to examine and report upon a revised Code to be prepared by Samuel C. Elam.

The Senate have also disagreed to the amendments of the House of Representatives to the bill of the Senate to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same.

The Senate have also postponed indefinitely the bill of the House of Representatives to authorize an advance payment to be made to the public printer of the present session of the Legislature.

The House took up the report of the committee on the bill to incorporate the Atlanta Mining and Land Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the town of Attapulgo, in the county of Decatur, and to provide for the election of commissioners for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to increase the fees of jailors for dieting prisoners in the county of Chattahoochee.

The report was agreed to and the bill passed.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act to compensate Judges of the County Court, County Solicitor and other officers of the County Court, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to amend 1579th section of part 1st, title 17th, article 5th, of the Code of Georgia. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to constitute sheriffs a guard to convey convicts to the Penitentiary. Recommend it do not pass.

Also, a bill to be entitled an act to amend an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes, approved March 16th, 1866. Recommend it do not pass.

Also, a bill to be entitled an act to repeal an act entitled an act to alter and amend the Penal Code of Georgia, assented to March 20th, 1866. Recommend it do not pass.

Also, a bill to be entitled an act to regulate the payment of costs, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to define the law of simple larceny by breaking into a dwelling house, or the appurtenances thereof, in the night and stealing therefrom. Recommend it do not pass.

Also, a bill to be entitled an act to repeal the charter of the Southern Express Company. Recommend it do not pass.

Also, a bill to be entitled an act to provide for establishing certain lost papers and wills. Recommend it do not pass.

Also, a bill to be entitled an act to repeal an act entitled an act to organize a County Court, define its jurisdiction, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Anderson Cook, of Cobb county. Committee report a substitute which they recommend it do pass in lieu of the original bill.

Also, a bill to be entitled an act for the relief of John N. Sligh, D. A. Bishop, Ronald Johnston, securities on the bond of Robert Hendrick, indicted in Bartow county, for simple larceny. The committee report a substitute which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to amend the laws of this State in the appointing of commissioners, and setting apart a twelve months support to widows and children of this State. Recommend it do pass.

Also, a bill to be entitled an act for the relief of James M. Anderson, of Catoosa county, and certain other persons therein mentioned. The committee recommend it be referred to the Committee on Finance.

R. J. MOSES,

*Chairman Judiciary Committee.*

The bill to authorize and make it the duty of the Governor to purchase a site for the Penitentiary, was indefinitely postponed.

Also, the bill for the relief of Joseph Miller, of the county of Baldwin, was indefinitely postponed.

The House took up the report of the committee on the bill to change the line between the counties of Baker and Early.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and amend an act to incorporate Washington Institute, a high school, organized by an association of Baptist churches, known as the Washington Association, and located in Hancock county, and incorporate trustees for the same, and to change the name of the town of Buffalo, in said county, and for other purposes, assented to December 12th, 1858.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the city council of Savannah to lay down carriage railings in the streets of Savannah, and to operate and work the same, either directly or indirectly, for the corporation of Savannah, or by contract or agreement with other persons, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to regulate the payment and collection of jury fees in Clinch county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to consolidate the offices of treasurer and steward of the Lunatic Asylum, and to define the duties of said officer.

The report was agreed to, the bill was read the third time and passed.

The bill to incorporate the Gas Light Company of the city of Macon was withdrawn.

The House took up the report of the committee on the bill

to amend the laws of this State in the appointing commissioners, and setting apart a twelve months support to widows and children of this State.

The report was agreed to, the bill was read the third time and passed.

The bill for the relief of James M. Anderson was withdrawn.

The bill to extend the benefits of an act to prevent the spread of small pox in this State, etc., was indefinitely postponed.

The bill to change the name of the Coweta Circuit to Atlanta Circuit, etc., was laid on the table for the present.

Mr. HILL, of Fulton, reported a bill to create a new Judicial Circuit, to be called the Atlanta Circuit, to provide for the election of a Judge and Solicitor General for the same, and for other purposes, which was read the first time.

The House took up the report of the committee on the bill for the relief of Anderson Cook, of Cobb county, for which the committee had reported a substitute.

The report was agreed to, the bill was read the third time and passed.

The bill to change the time of holding the Superior Courts in Fayette county, was laid on the table for the present.

Mr. BARNES, Chairman of the Committee on Banks, submitted the following report :

*Mr. Speaker :* The Committee on Banks have had under consideration the following bill, to-wit :

A bill to be entitled an act to incorporate the Bartow Foundry and Manufacturing Company, which they recommend do pass, with certain amendments herewith submitted.

GEORGE T. BARNES,  
*Chairman.*

The House took up the report of the committee on the bill to consolidate the offices of sheriff and special bailiff, in Polk county.

The report was agreed to, the bill was read the third time and passed.

The bill to amend the laws in relation to the establishment of lost deeds, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Gainesville and Dahlonega Railroad Company, and for other purposes.

The report was amended and agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Bartow Foundry and Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Maddox, of Fulton, after Wednesday next, and to Mr. Holliday, of Stewart, for the balance of the session, on important business.

On motion, the House took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House reassembled and took up the report of the committee on the bill to prescribe the mode of commissioners of roads against minors in this State.

The report was agreed to, the bill was read the third time and lost.

Leave of absence was granted to Mr. Rumph, of Wayne, on account of severe indisposition, for the remainder of the session.

The House took up the Senate resolution bringing on an election for United States Senator on to-morrow, and concurred in the same.

The House took up the report of the committee on the bill to incorporate the town of Bascombe, in the county of Screven, and to appoint commissioners for the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and fix the time of holding the Superior Courts of the counties of Colquitt, Lowndes, Brooks and Thomas.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to give the consent of the State of Georgia to the sale of certain lands purchased, to the United States, which, on motion, was indefinitely postponed.

Mr. BARNES, chairman of the Committee on Banks, submitted the following report :

*Mr. Speaker:* The Committee on Banks have had under consideration a Senate bill, entitled an act to alter and amend an act to incorporate in the State of Georgia an insurance company to be called the Great Southern Insurance Company; assented to December 17th, 1861, which they have directed me to report back with a recommendation that it do pass.

GEO. T. BARNES, *Chairman.*

The House took up the report of the committee on the bill for the relief of A. Carnes and S. W. Peek, of the county of Cherokee.

The report was agreed to, the bill was read the third time and passed.

The bill to authorize James Trice, guardian, to settle with his ward, John Gibson, was indefinitely postponed.

The House took up the report of the committee on the bill to authorize guardians, administrators, executors, and all other persons acting in a fiduciary capacity, to compromise all doubtful debts where the best interest of the parties so represented will thereby be promoted.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the time of holding the Court of Ordinary of Terrell county.

The report was agreed to, the bill was read the third time and passed.

The bill to provide for the payment of teachers of common schools for the year 1864 was indefinitely postponed.

The bill to allow certain persons therein named to peddle without license in certain counties in this State was laid on the table for the present.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to amend the act incorporating the city of Americus in the county of Sumter, and the several acts amendatory of said incorporating act.

A bill to alter and amend section 4283 of the Code of Georgia.

A bill to alter and amend the 638th section of the Code of Georgia.

A bill to amend the 3253d section of the Code of Georgia.

A bill to amend the second section of an act to incorporate the Georgia Home Insurance Company of the city of Columbus, assented to December 12th, 1859.

A bill to repeal an act entitled an act to amend the several acts regulating roads in this State so far as respects the operation of said acts in the counties of Bryan, Liberty, McIntosh, Glynn, Camden and Wayne, assented to December 8th, 1806, and an act to amend an act entitled an act to exempt certain persons of McIntosh county from road duty, and for other purposes therein named, approved January 19th, 1852, so as to make the same general in its operation so far as the county

of McIntosh is concerned, assented to February 18th, 1854, and for other purposes.

A bill to provide a college for the benefit of agriculture and the mechanic arts in the State of Georgia, under acts of Congress approved respectively 2d July, 1862, and 14th April, 1864.

The Senate have also agreed to the following resolution in which they invite the concurrence of this branch of the General Assembly, to-wit :

A resolution requesting his Excellency, the Governor, to issue his proclamation in reference to the line between the State of Georgia and Florida.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they ask the concurrence of this branch of the General Assembly, to-wit :

A bill to alter and amend an act to alter and amend the Penal Code of Georgia.

A bill to regulate the manner of giving in land for taxation and the sale and redemption thereof, and for other purposes.

A bill to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, or to employ such without the consent of their original employer before the expiration of their contracts, etc.

The Senate have also rejected the following bill of the House of Representatives, to-wit :

A bill to amend the *certiorari* laws of this State.

The Senate have also receded from their amendment to the following bill of the House of Representatives, to-wit :

A bill to repeal an act, assented to December 11, 1858, to change the lines between the counties of Dougherty and Worth, and re-establish said line between said counties.

The Senate have also concurred in the amendment of the House of Representatives to the following bill of the Senate, to-wit :

A bill to consolidate the offices of Clerk of the Superior and of the Inferior Courts, of Elbert county.

The House took up the report of the committee on the bill for the relief of John W Sleigh, of Paulding county, D. P. Bishop and R. Johnson, of Bartow county, which, on motion, was indefinitely postponed.

The House took up the report of the committee on the bill to incorporate the Savannah, Skidaway & Sea Island Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the sections 3333 and 3334 of the Code of Georgia.

On motion the second section was stricken out.

The report as amended was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to change the line between the counties of Appling and Coffee.

A bill to legalize the acts of the Inferior Court of Echols county.

A bill to change the line between the counties of Wilcox and Pulaski.

A bill to prescribe the mode of electing Mayor and members of the Council of the city of Atlanta.

A bill to legalize certain acts of the Fulton Loan and Building Association, and the Stonewall Building and Loan Association.

A bill to amend an act entitled an act to make uniform the laws of this State for the collection of costs, and other purposes, assented to 17th April, 1863, so far as it relates to the county of Lincoln.

A bill to compensate grand and petit jurors of the Superior, Inferior and County Courts, in the county of Decatur, and to authorize the levy of an extra tax for said purpose.

A bill to authorize the Inferior Court of DeKalb county to increase the fees of jailor for said county.

A bill to exempt persons actually engaged in attending to a grist mill from jury duty.

A bill to prevent obstructions in the Okoloknee river so far as relates to the counties of Thomas and Colquitt, and for other purposes.

A bill to authorize the Empire State Iron and Coal Mining Company to establish an office at Chattanooga, or some other place out of the State.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bill, to-wit :

A bill in relation to the New Orleans, Mobile & Chattanooga Railroad Company, a corporation of the State of Ala-



bama, and authorizing and empowering said company to exercise and enjoy its corporate powers and franchises in the State of Georgia.

The House took up the report of the committee on the bill to constitute sheriffs a guard for carrying convicts to the Penitentiary.

The report was agreed to, and the bill lost.

The bill to change the county line between Walker and Chattooga was read the second time and referred to the Committee on New Counties and County Lines.

The following bills were read the second time and referred to the Committee on Finance, to-wit :

A bill for the relief of James McDaniel, of the county of Cherokee.

A bill to authorize the Governor to issue bonds of the State for the purpose of cleaning out the Savannah river.

A bill to make it penal for any person to preach or exhort without a license from their respective churches.

The bill authorizing the incorporation of Homestead or Building Associations in this State, was read the second time and referred to the Committee on Banks.

Also, the Senate bill to require the creditors of any insolvent Banks to present their claims within a limited time, and for other purposes.

A Senate bill to amend an act incorporating the Planters' Loan and Planters' Association.

A bill to define and prescribe the liabilities of stockholders of Banks in this State, and for other purposes.

The following Senate bills were read the second time and referred to the Committee on Finance, to-wit :

A bill to define the mode and manner of fixing the salaries of superintendent, auditor and treasurer, of the Western & Atlantic Railroad.

A bill to authorize the redemption of a certain part of the bonds of the State of Georgia.

A bill to declare the force and effect of a certain bond executed by the State of Georgia, through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, etc.

A bill for the relief of James M. Bryant, of Fulton county.

The following bills were read the second time and referred to the Committee on Manufactures, to-wit :

A Senate bill to incorporate the Rutherford Mining Company of Georgia.

A bill to incorporate the Alatoona Mining and Manufacturing Company.

A bill to incorporate the Middle River Mining Company, to confer upon said company all the rights, powers, privileges and immunities, and to impose all the restrictions and liabilities which are granted to, and imposed upon the Little River Mining Company, by act of incorporation, approved March 21st, 1866, so far as they are consistent with provisions of this act, and for other purposes.

The following bills were read the second time and referred to the Committee on Judiciary, to-wit :

A bill to provide for the payment of jail fees, and for other purposes.

A bill to amend the 1453d section of the Code of Georgia, relative to the appointment of commissioners of pilotage for the rivers of the Great and Little Satillo.

A bill to amend the 1670th section of the Code of Georgia, relative to divorces.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit :

A bill to authorize suits to be brought against any Railroad or Express Companies, in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said Railroad or Express Company may have a place of business and an office or agent.

A bill to amend the several acts in relation to the City Court of Savannah.

A bill to provide for the filling of the offices of Judge of the Superior Court and Solicitors General in cases where, on the day fixed by the Constitution for said elections there is no majority vote cast.

A bill to allow Ordinaries of this State to grant letters of administration, guardianship and dismission, and leave to sell land in certain cases, as now required by law, and for other purposes.

A bill for the relief of James C. Adams and James M. Hall, of the county of Pike.

A bill to increase the jail fees in the county of Dougherty in certain cases.

A bill to declare the force and effect of certain laws, and to declare the duty of sheriffs and other ministerial officers, and to relieve them from liability in such cases.

A bill to allow disabled soldiers in this State to peddle without license.

A bill to prohibit executors, administrators and guardians from leasing real estate for a longer period than one year, without first obtaining an order from the Ordinary for that purpose.

A bill to amend section 3401 of the Code of Georgia, by inserting certain words therein.

A bill to declare certain persons competent witnesses as in the act set out, and for other purposes.

A bill to provide for the election of Judge in cases where the Judge may be a party, or interested as counsel, and for other purposes.

A bill declaratory of the effect of the stay laws in the State in reference to taxation by municipal corporations.

A bill to protect the rights of married women in this State.

A bill to incorporate the Hall Chestatee Mining Company, and for other purposes.

A bill to amend an act for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances and within a limited period, passed over the veto of the Governor by two-thirds, March 6th, 1866, by declaring how the same shall be construed.

A bill to regulate the building and repairing of party and other walls and fences in the city of Savannah, to declare the rights of lot owners in respect thereto, and to give to the city of Savannah authority to make rules and regulations in the premises.

A bill to provide for education, and to establish a general system of Georgia schools.

A bill to authorize the confinement of convicts in the jails and to define the manner of determining the compensation of jailors therefor.

The following Senate bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to incorporate the Albany & Atlantic Railroad Company.

A bill to incorporate the Richmond County Agricultural Society, and to confer certain powers and immunities on the same.

A bill to incorporate the Southern Railroad Company.

A bill to continue in force an act approved December 27th, 1847, entitled an act to incorporate the Atlanta & LaGrange Railroad Company.

A bill to authorize the owners of lands lying on Middle river, in the county of Banks, to remove obstructions from the same, and for other purposes.

A bill defining in what newspapers the ordinaries, clerks and sheriffs of the several counties in this State shall run their advertisements.

A bill to punish insurrection or attempt at insurrection by the convicts of the Penitentiary and chain gang.

A bill to define and fix the time when the late war between the United States and the Confederate States shall be considered as having terminated, and for other purposes, was read

the second time and referred to the Committee on the State of the Republic.

The following Senate bills were read the first time, to-wit:

A bill to be entitled an act in relation to the New Orleans, Mobile & Chattanooga Railroad Company, a corporation of the State of Alabama, and authorizing and empowering said company to exercise and enjoy its corporate powers and franchises in the State of Georgia.

Also, a bill to be entitled an act to authorize Banner Thomas, of Pierce county, guardian of William Gye and James A. Stanfield, of Tattnall county, guardian of Allen R. Strickland, of Liberty county, to deliver to their said wards the property in their possession, belonging to them, and to relieve said guardians from all pains and penalties for so doing.

Also, a bill to be entitled an act to change section 3543 of the Code of Georgia.

Also, a bill to be entitled an act to authorize the levy and collection of an extra tax in the county of Richmond, by the Justices of the Inferior Court, upon the recommendation of the Grand Jury of said county.

Also, a bill to be entitled an act to encourage telegraphic communication between the State of Georgia and the Bahamas and West India Islands.

Also, a bill to be entitled an act to incorporate the Savings Bank of Forsyth.

Also, a bill to be entitled an act for the relief of administrators, executors, guardians and trustees, and other persons therein named, and of their estates.

Also, a bill to be entitled an act to extend the aid of the State to the Savannah, Griffin & North Alabama Railroad, and for other purposes.

Also, a bill to be entitled an act to increase the fees of the Clerk of the Superior Court, Ordinary and Sheriff of the county of Baldwin.

Also, a bill to be entitled an act to repeal section 2194 of the Code.

Also, a bill to be entitled an act to make valid the tax levied by the Inferior Court of Randolph county, for county purposes, for the year 1866.

Also, a bill to be entitled an act to amend an act to incorporate the Baptist Church of Christ, at Macon, and to appoint trustees for the same, approved December 3d, 1851.

Also, a bill to be entitled an act to compel persons holding claims against this State entered into, or arising at any time from 1st January, 1861, to 25th June, 1866, passed upon by the Court.

A bill to incorporate the Lewis Mining and Manufacturing Company.

A bill to repeal the oath prescribed in the 1377th paragraph of the Revised Code of Georgia, to be taken by retailers of spirituous liquors.

A bill to prescribe the terms upon which marine, fire or life insurance companies, not incorporated by act of the General Assembly of the State of Georgia, shall be permitted to transact business within this State.

Also, a Senate resolution in reference to the issuing of new bonds for coupons now due on the sterling bonds issued in 1838 and due in 1868.

The following bills were read the second time and committed for a third reading, to-wit :

A bill entitled an act to add that portion of the county of Wilcox lying north of the Blackshear road to the county of Pulaski.

Also, a bill to be entitled an act to amend an act entitled an act incorporating the city of Thomasville, and to grant certain privileges to the Mayor and Aldermen of the same, approved March 6th, 1856.

Also, a bill to make it penal to fish or hunt on enclosed lands in the county of Burke.

Also, a bill to change the name of the Young America Fire Company of the city of Savannah, and for other purposes.

Also, a bill to amend the 3624th section of the Code.

Also, a bill to allow the transfer of license to retail spirituous liquors in the county of Stewart, and to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

Also, a bill to define sedition, and to make the same penal.

Also, the following Senate bills, to-wit :

A bill to alter and amend an act entitled an act to incorporate the Madison Petroleum Company of Georgia.

A bill for the pardon of Creed T. Wise, a convict in the Penitentiary of Georgia for murder.

A bill to be entitled an act to amend an act entitled an act to incorporate the Sweet Water Manufacturing Company of the county of Campbell, and to incorporate the Augusta Quoit Club, approved December 21st, 1849.

A bill to authorize the Inferior Court of Crawford county to levy an extra tax to pay the indebtedness of said county.

A bill to incorporate the Lumpkin Chestatee Mining Company, and for other purposes.

A bill to authorize the Mayor and Aldermen of the city of Bainbridge to issue city bonds and invest the same, and to levy an extra tax for their redemption.

A bill to alter and fix the time of holding the Superior Courts in the county of Houston.

A bill to amend an act entitled an act to establish a permanent board of education for the city of Savannah and to incorporate the same, and for other purposes, approved March 21st, 1866, and to change the name and extend the authority and powers of the said board, and for other purposes.

A bill to change the place of holding legal sales in the county of Muscogee.

A bill to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell in the Tallapoosa Circuit.

A bill to amend an act incorporating the Savannah, Griffin & North Alabama Railroad Company.

A bill to incorporate the town of Tebeauville, in the county of Ware, and to provide for the election of Commissioners of the same.

A bill to authorize the Inferior Court of Bibb county to issue their bonds for the purpose of raising funds to build a new court-house and jail.

A bill to remit the tax upon liquors for the first quarter of the year 1866, and for other purposes.

A bill to continue in force and amend an act entitled an act to incorporate the town of Fairburn, in the counties of Fayette and Campbell, approved 17th February, 1854.

A bill to amend the 877th section of the Code of Georgia, and to provide that under certain circumstances therein mentioned the provisions of the Code in reference to the issue of new State bonds in lieu of lost bonds, shall apply to stolen bonds.

A bill for the relief of Mrs. Lizzie Glover, of the county of Campbell.

A bill to incorporate the Chenubba Manufacturing Company.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

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TUESDAY, December 11th, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplin.

On motion, the House reconsidered so much of the Journal of yesterday as relates to the action of the House on the

bill for the relief of certain persons therein described, and for other purposes.

Mr. GARTRELL moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House on the bill for the relief of John Sleigh, of Paulding county, and others ; which motion prevailed.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to add the residence and lot of land upon which Robert H. Gray resides, to the county of Burke.

An act to consolidate the offices of clerk of the Superior and of the Inferior Courts of the counties of Elbert and Webster.

Also, a resolution to bring on an election on the 11th December, 1866, for United States Senator.

The House took up the special order, to-wit :

A bill to provide for the discharge of insolvent debtors, to regulate the mode and manner thereof, and the disposition of said insolvent's property, and for other purposes.

Which, on motion, was re-referred to the Committee on the Judiciary.

Mr. RIDLEY, chairman *pro tem.* from the Committee on Finance, submitted the following report :

*Mr. Speaker :* The Committee on Finance have had under consideration the following bills, to-wit :

A bill for the relief of E. L. Litchfield, of Cobb county ; which they recommend do not pass.

Also, a bill to be entitled an act to compensate the clerks of the Adjutant and Inspector General's office, of this State, for a certain period ; which they recommend do not pass.

Also, a bill to be entitled an act to authorize the Governor to draw his warrant on the Treasury in favor of William W. Montgomery, for certain purposes therein named ; which they recommend do not pass.

Also, a bill for the relief of certain maimed soldiers from poll and city tax ; which they recommend do not pass.

Also, a bill to be entitled an act to raise an educational fund for the colored people of this State ; which they recommend do not pass.

Also, a resolution in reference to settlement of certain claims between the State and certain parties therein named. The committee having no evidence before them in relation to the subject matter of this resolution report the same back to the House without recommendation.

Also, a bill to be entitled an act to authorize the Governor

to issue bonds of the State for the purpose of cleaning out the Savannah river ; which they recommend do not pass.

Also, a bill to make it penal for any person to preach or exhort without a license from the respective churches ; which they recommend do not pass.

Also, a bill to be entitled an act for the relief of James M. Daniel, of the county of Cherokee ; which they recommend do not pass.

Also, the following bills of the Senate, to-wit :

A bill to be entitled an act for the relief of James M. Bryant, of Fulton county ; which they recommend do not pass.

Also, a bill to be entitled an act to define the mode and manner of fixing the salaries of the superintendent, auditor and treasurer of the Western & Atlantic Railroad ; which they recommend do pass.

Also, a bill to be entitled an act to authorize the redemption of a certain part of the bonds of the State of Georgia ; which they recommend do pass.

Also, a bill to be entitled an act to declare the force and effect of a certain bond executed by the State of Georgia, through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, on the first day of April, A. D., 1866, and to make said bond valid for the purposes therein set forth as now understood and agreed by the parties ; which they recommend do pass.

R. A. T. RIDLEY,

*Chairman pro tem. Finance Committee.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to repeal an act to provide for the election of a superintendent of public roads and bridges, in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act, so far as it is applicable to the counties of Lincoln and Wilkes.

A bill to relieve Helen Lapham, formerly Helen Chaffin, and Mary Ann Drakeford, formerly Mary Ann Terry, from the legal disability to contract marriage relation, and of all the penalties for having contracted the same.

A bill to amend an act entitled an act for the relief of maimed soldiers and officers, citizens of this State, who belonged to the military organizations of this State, in the State or Confederate States armies, approved the 12th March, 1866.



A bill allowing executors and administrators of other States and Territories of the United States, to qualify and act as such executors and administrators in this State, in certain cases.

A bill to amend the 3465th section of the Code of Georgia.

A bill to declare the effect of second section of an ordinance passed by the Convention November 8th, 1865, to make valid private contracts entered into and executed during the war against the United States, and to authorize the Courts of this State to adjust equities, etc.

A bill to confer on the Justices of the Inferior Court of the several counties of this State the power to fix the fees of jailors for dieting prisoners.

A bill to explain the third section of an act entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes, approved 9th March, 1866, and to add an additional section thereto.

A bill to amend the 2133d section of the Code of Georgia.

A bill to change the line between the counties of Catoosa and Walker.

A bill to add lot of land No. (84) eighty-four in the fifth (5th) district of the county of Wilcox to the county of Pulaski.

A bill to relieve Frederick Cox and Harrison Rogers.

A bill to amend the 1669th paragraph, part 2d, title 2d, chapter 1st, article 1st, 2d section of the Revised Code of Georgia, and to legalize certain judgments and decrees of the Superior Courts of this State in divorce cases.

A bill to alter and amend section 1815 of the Revised Code.

A bill to regulate the building of fish traps in the Withlacoochee river.

A bill to amend the 8th section of an act entitled an act to incorporate the Memphis Branch Railroad and Steamboat Company of Georgia, approved December 21st, 1839.

A bill to repeal an act entitled an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19th, 1859.

A bill to amend section 3883 of the Code of Georgia.

A bill to amend an act incorporating the Southern Insurance and Trust Company, passed December 17th, 1861.

A bill to legalize the acts of the Justices of the Inferior Court of Pickens county and State of Georgia in a certain case.

A bill to change the line between the counties of Johnson and Emanuel so as to include the residence and farm of Henry Neel, of Johnson county, within the county of Emanuel.

The Senate have also agreed to the following resolution of the House of Representatives, to-wit :

A resolution requesting his Excellency, the Governor, to pardon John H. Perkins, a convict in the Penitentiary from the county of Banks, under the charge of horse stealing.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit :

A bill to incorporate the Mechanics' Steam Power Company.

A bill for the relief of E. B. Loyless, of Webster county.

A bill to authorize administrators to perfect titles in certain cases.

A bill to fix the times of holding the Supreme Court, and to regulate proceedings therein.

The Senate have rejected the following bills of the House of Representatives, to-wit :

A bill to incorporate the Ocmulgee Loan and Savings Bank Association, and to confer upon the same certain powers and privileges therein specified.

A bill to amend section 2519 of the Code of Georgia.

A bill to protect sheriffs and other officers and to regulate the levy of executions, and for other purposes.

A bill to incorporate the town of Euharlee, in the county of Bartow, and to appoint Commissioners for the same, and for other purposes.

The Senate have also passed by a unanimous vote a bill for the pardon of John McMahon, a convict now confined in the Penitentiary for life.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following Senate bills, to-wit :

A bill to be entitled an act to exempt from levy and sale certain property of every debtor in this State, and for other purposes. The committee report a substitute which they recommend do pass in lieu of the original bill.

Also, a bill to be entitled an act to extend the provisions of section 4220 of the Code to all cases in which the penalty of death is prescribed. Recommend it do pass.

Also, a bill to be entitled an act for the relief of Martha A. Britt of the county of Crawford. Recommend it do pass as amended.

Also, a bill to be entitled an act to alter and amend section 4476 of the Code of Georgia so as to make the maiming of

hogs or other animals a misdemeanor. Recommend it do not pass.

Also, a bill to be entitled an act for the relief of Justin L. Heath, of Burke county, and to make him capable of contracting and liable therefor. Recommend it do not pass.

Also, a bill to be entitled an act to alter and amend sections 3866 and 3868 of the Code, and to repeal section 3869 of the Code. Recommend it do not pass.

Also, a bill to be entitled an act to amend an act to organize a County Court, define its jurisdiction, and for other purposes, approved 17th March, 1866, and for the preservation and transfer of suits, writs and process from the Inferior Court to the County Court, and for other purposes. Recommend it do not pass.

Also, a bill to be entitled an act to regulate the mode of advertising sheriffs' and constables' sales in this State. Recommend it do not pass.

Also, a bill to be entitled an act to amend paragraph 1401, chapter 9th, part 1st, title 15th, of the Code of Georgia. Recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

The House took up the special order, to-wit:

The bill of the Senate to exempt from levy and sale certain property of every debtor, and for other purposes, for which the committee had reported a substitute, to-wit:

"A bill to amend section 3, article 4th, of the Code of Georgia."

Mr. BULLOCK, of Talbot, moved to amend the 2d section of the substitute by striking out the word "farm" preceding the word "horse," which motion prevailed.

Mr. POTTLE moved to strike out the proviso to the 2d section, upon which motion the yeas and nays were required to be recorded, and resulted in yeas 77 and nays 58.

Those voting in the affirmative are Messrs. •

Alexander,	Durham,	Hinton,
Asbury,	Edge,	Howard, of Bartow,
Atkinson,	Evans,	Hudson,
Baker,	Ford,	Johnston, of Pierce,
Baynes,	French,	Lindsay,
Bennett,	Frost,	Mattox, of Elbert,
Brown, of Early,	Green,	Mallard,
Brown, of Houston,	Grogan,	Martin,
Bulloch,	Gross,	McCullough,
Byington,	Harrison,	McComb,
Colley,	Harden,	McDowell,
Davenport,	Hargett,	of Heard,
Dixon, of Macon,	Hill,	McLendon,

McDowell,	Ridley,	Stewart,
of Pike,	Robertson,	Sumner,
McWhorter,	of Walton,	Swann,
of Greene,	Rogers,	Swearingen,
McWhorter,	Russell,	Thomas,
of Oglethorpe,	of Chatham,	Tucker,
Montgomery,	Russell,	Vason,
Peebles,	of Muscogee,	Watkins,
Peeples,	Sale,	White,
Pickett,	Shaw,	Wilburn,
Phillips,	Sims, of Bartow,	Willis,
Pottle,	Speer,	Williams,
Ragsdale,	Stallings,	of Bulloch,
Redwine,	Stanfield,	Williams, of Dooly,
Reese,	Starr,	Winningham,
	Womble.	

Those voting in the negative are Messrs.

Barnes,	Holliday,	Mitchell, of Thomas,
Benson,	Howard,	Moses,
Boyd,	of Lumpkin,	Quillian,
Brock,	Hockenhull,	Rhodes,
Burch,	Hodges,	Robinson,
Byrd,	Hughes, of Union,	of Laurens,
Cabaniss,	Johnston,	Robson,
Candler,	of Forsyth,	Roundtree,
Cook,	Johnson, of Henry,	Sharp,
Dart,	Johnson, of Wilcox,	Simms, of Newton,
Dickson, of Walker,	Jones, J. B.,	Smith, of Hancock,
Dodson,	of Burke,	Snead,
Dodds,	Jones, J. J.,	Stapleton,
Dorsey,	of Burke,	Stanton,
DuBose,	Kibbee,	Umphrey,
Ellington,	McCutchen,	Usry,
Finannon,	Morris,	Wall,
Fraser,	of Montgomery,	Wicker,
Gartrell,	Morris,	Williams, of Bryan,
Gunnells,	of Franklin,	Wilkerson,
Hand,	Mitchell,	Woods, of Floyd.
Hicks,	of Gwinnett,	

Yeas 77 ; nays 58. So the motion prevailed.

The previous question was called and sustained, the substitute was received in lieu of the original.

The report of the committee was agreed to, the bill was read the third time, and, on its passage, the ayes and noes were required to be recorded, and resulted in ayes 79 and noes 56.

Those voting in the affirmative are Messrs.

Alexander,	Baker,	Bragg,
Asbury,	Baynes,	Brown, of Early,
Atkinson,	Bennett,	Brown, of Houston,

Bulloch,	Maddox, of Fulton,	Russell, of Chatham,
Byington,	Mattox, of Elbert,	Russell,
Colley,	Mallard,	of Muscogee,
Dart,	Martin,	Sale,
Davenport,	McCullough,	Shaw,
Dixon, of Macon,	McDowell, of Heard,	Speer,
Durham,	McDowell, of Pike,	Stallings,
Edge,	McLendon,	Stanfield,
Evans,	McWhorter, of	Starr,
Ford,	Greene,	Stewart,
French,	McWhorter, of	Sumner,
Frost,	Oglethorpe,	Swann,
Glenn,	Montgomery,	Swearingen,
Grogan,	Peebles,	Thomas,
Gross,	Peeples,	Tucker,
Hand,	Pickett,	Vason,
Hargett,	Phillips,	Watkins,
Hill,	Pottle,	White,
Hinton,	Ragsdale,	Wilburn,
Howard, of Bartow,	Redwine,	Willis,
Hodges,	Reese,	Williams,
Hudson,	Ridley,	of Bulloch,
Johnston, of Pierce,	Robertson,	Williams, of Dooly,
Lawson,	of Walton,	Winningham,
Lindsay,	Rogers,	Womble.

Those voting in the negative are Messrs.

Barnes,	Howard, of	Quillian,
Benson,	Lumpkin,	Rhodes,
Boyd,	Hockenhull,	Robinson, of
Brock,	Hughes, of Union,	Laurens,
Burch,	Johnston, of	Robson,
Byrd,	Forsyth,	Roundtree,
Cabaniss,	Johnson, of Henry,	Sharp,
Candler,	Johnson, of Wilcox,	Sims, of Bartow,
Dickson, of Walker,	Jones, J. B.,	Simms, of Newton,
Dodson,	of Burke,	Smith, of Hancock,
Dodds,	Jones, J. J.,	Snead,
Dorsey,	of Burke,	Stapleton,
DuBose,	Kibbee,	Stanton,
Ellington,	McCutchen,	Umphrey,
Fincannon,	McComb,	Usry,
Fraser,	Morris, of	Wall,
Gartrell,	Montgomery,	Wicker,
Gunnells,	Morris, of Franklin,	Williams, of Bryan,
Harrison,	Mitchell, of	Wilkerson,
Hicks,	Gwinnett,	Woods, of Floyd,
Holliday,	Moses,	Woods, of Morgan.

Ayes 79 ; nays 56. So the bill was passed.

The following message was received from his Excellency, the Governor, through Mr. Williams, his Secretary, to-wit :

*Mr. Speaker :* I am directed by the Governor to deliver

to the House of Representatives a communication in writing with an accompanying document.

EXECUTIVE DEPARTMENT,  
MILLEDGEVILLE, GA., DEC. 11, 1866. }

*To the General Assembly:*

I transmit herewith to the Senate and House of Representatives, the report of Messrs. Bleckley, Hammond and Hansell, the committee appointed to examine and report upon a Revised Code of the State, prepared by the Hon. David Irwin.

From representations made to me as to their mode of procedure, I am inclined to think the examination has been very thorough.

CHARLES J. JENKINS.

Leave of absence was granted to Mr. Howard, of Bartow, for the balance of the session, on special business; to Mr. Morris, of Franklin, for the balance of the session, after Thursday next, on important business; and to Mr. Mitchell, of Thomas, for the same reason and for the same cause.

On motion, the Clerk was directed to inform the Senate that the House is now ready to receive them in their Hall for the purpose of going into an election for a United States Senator.

The Senate attended in the Representative Hall and the General Assembly proceeded with the election of a United States Senator, the members voting *viva voce*, and receiving and adding up the vote it appeared that the

Hon. H. V Johnson had received.....	114 votes.
Hon. W. P Redwine.....	16 “
Hon. James L. Seward.....	1 “
Hon. H. L. Benning.....	2 “
Hon. P. J. Strozier.....	1 “
Hon. Mr. Peeples.....	1 “
Hon. Thomas Hardeman.....	1 “
Blank.....	16 “

The members voting in said election voted as follows :

For Mr. Johnson, Messrs.

Barwick,	Johnson, J. A. W.,	Quillian,
Bedford,	Johnson, J. F.,	Redding,
Blount,	Kenan,	Russell,
Brown,	Manson,	Smith, C. H.,
Carter,	McDaniel,	Strickland,
Crawford,	Moore,	Turner,
Daley,	Owens,	Vanduzer.
Ezzard,	Parris,	Wilcox.
Freeman,	Patterson,	Mr. President.
Gresham,		

Alexander,	Holliday,	Quillian,
Asbury,	Howard,	Ragsdale,
Barnes,	of Lumpkin,	Redwine,
Bennett,	Hockenhull,	Reese,
Benson,	Hodges,	Ridley,
Brown, of Early,	Hudson,	Robertson,
Brown, of Houston,	Hughes, of Union,	of Walton,
Brock,	Johnston, of	Robson,
Bulloch,	Forsyth,	Roundtree,
Byington,	Johnson, of Henry,	Russell, of Chathan
Cabaniss,	Jones, J. B.,	Sale,
Candler,	of Burke,	Sharp,
Dart,	Jones, J. J.,	Sims, of Bartow,
Davenport,	of Burke,	Simms, of Newton
Dickson, of Walker,	Kibbee,	Snead,
Dixon, of Macon,	McCullough,	Speer,
Dodson,	McComb,	Stallings,
Dodds,	McDowell, of Pike,	Stapleton,
Dorsey,	McLendon,	Stanfield,
Durham,	McWhorter,	Stanton,
Edge,	of Green,	Stewart,
Evans,	McWhorter,	Thomas,
Fincannon,	of Oglethorpe,	Usry,
Fraser,	Morris, of Franklin,	White,
Frost,	Mitchell,	Willis,
Gartrell,	of Thomas,	Williams,
Green,	Mitchell,	of Bryan,
Gunnells,	of Gwinnett,	Wilkerson,
Hand,	Montgomery,	Woods, of Floyd,
Hargett,	Peebles,	Womble,
Hicks,	Peeples,	Mr. Speaker.
Hinton,	Pottle,	

For Mr. Redwine, Messrs.

Atkinson,	Johnston, of Pierce,	Swann,
Grogan,	Martin,	Swearingen,
Gross,	McDowell,	Vason,
Harden,	of Heard,	Williams, of Bulloch
Hill,	Pickett,	Winningham.
Howard, of Bartow,	Sumner,	

For Mr. Benning, Messrs.

Maddox, of Fulton,	Phillips.
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Mr. Griffin voted for Mr. Seward.

Mr. Colley voted for Mr. Strozier.

Mr. Rhodes voted for Mr. Peeples.

Mr. Rogers voted for Mr. Hardeman.

Those voting Blank, are Messrs.

Black,	England,	Thornton.
Butler,	Fuller,	
Bragg,	McCutchen,	Starr,
Byrd,	Morris, of	Wall,
Cook,	Montgomery,	Woods, of Morgan.
French,		

The Hon. H. V Johnson having received a majority of the whole number of votes cast, was declared duly elected. United States Senator for the next ensuing six years.

R. J. MOSES, member of the House of Representatives, from Muscogee county, respectfully request that he be allowed to enter his protest against the proceedings of the General Assembly in entering upon an election for Senator on joint ballot.

1st. Because the Constitution of the United States gives to Congress the right to regulate the manner of electing Senators, except so far as the place of election is concerned.

2d. That Congress has exercised this power, and by an act passed July 25th, 1866, declared that elections for United States Senators shall take place on the second Tuesday after the meeting and organization of the General Assembly.

3d. That the election shall be held by each House separately, and not on joint ballot, until after the failure of some candidate to obtain concurrent majority in each House.

For these reasons he asks to be excused from voting, and that this, his protest, may be spread upon the minutes.

On motion, the rule was suspended, when Mr. COOK, of Irwin, offered a resolution relative to timber inspectors, which was taken up, read and adopted.

The House took up the report of the committee on the bill to change the name of the Young America Fire Company of the city of Savannah, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the 3624th section of the Code.

The report was agreed to, the bill was read the third time and passed.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following bills, but not having time to examine them critically in consequence of the late period at which they were referred, have, however, examined them to see that they contained nothing particularly objectionable, and, therefore report them without recommendation.

The bills are as follows :

Senate bills 65, 95, 162, 160, 147, 165, 184, 176, 150, 185, 166, 172, 182, 164, 128, 7, 101, 191, 148, 173.

House bills 452, 460, 458.

R. J. MOSES,  
*Chairman.*



The bill to define sedition and declare the same penal, was withdrawn.

Also, the bill to allow the transfer of license to retail spirituous liquors in the county of Stewart, and to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, approved December 19th, 1859.

On motion, the House took a recess until 3 o'clock, P. M.

THREE O'CLOCK, P. M.

The House reassembled and took up the bill to create a new judicial circuit, to be called the Atlanta Circuit, to provide for the election of Judge and Solicitor General for the same, and for other purposes; which was read the second time, committed for a third reading, and made the special order for Wednesday next.

The House took up the report of the committee on the bill to extend the time for completing the Georgia Air Line Railroad.

Mr. MADDIX moved a substitute, which was received.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend an act entitled an act to define and regulate court contracts, and to prescribe the manner of enforcing the same in the County Court.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and change the line between the counties of Walker and Chattooga.

The report was agreed to, the bill was read the third time and passed.

*Mr. Speaker:* The Committee on Manufactures has had before it the following Senate bills, and recommend that they do pass, to-wit:

A bill to be entitled an act to incorporate the Allatoona Mining and Manufacturing Company.

A bill to be entitled an act to incorporate Middle River Mining Company, and for other purposes.

A bill to be entitled an act to incorporate the Rutherford Mining Company of Georgia.

A bill to be entitled an act to incorporate the Wilcox Manufacturing Company.

JOHN D. STEWART,  
*Chairman.*

The Committee on New Counties and County Lines made the following report :

*Mr. Speaker :* The Committee on New Counties and County Lines have had under consideration a bill to change the county lines between the counties of Walker and Chattooga, and I am instructed to return the same, with a recommendation that it do pass.

R. L. McWHORTER,  
*Chairman.*

The House took up the report of the committee on the bill to amend an act incorporating the city of Thomasville, and to grant certain privileges to the Mayor and Council of the same, approved March 6th, 1856.

The report of the committee was agreed to, the bill was read the third time and passed.

The bill to add that portion of the county of Wilcox lying north of the Blackshear road to the county of Pulaski, was indefinitely postponed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the following bill, to-wit :

A bill to incorporate the Iron and Mining Company of Dade county, Georgia.

The Senate have also passed the following bill of the House of Representatives, to-wit :

A bill to change the line between the counties of Carroll and Heard so as to include the residence of Michael C. Summerlin, of the county of Heard, within the county of Carroll.

The Senate have also passed the following bills of the House of Representatives with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit :

A bill to appropriate a fund for the burial of the Confederate dead.

A bill for the relief of Messrs. Seago, Palmer & Company.

A bill incorporating the Island Manufacturing Company in the county of Bartow, on the Etowah river.

The House took up the report of the committee on the bill to prevent hunting and fishing in the county of Burke without the consent of the land owner, etc.

The report was amended so as to include within the provisions of the bill the counties of Chatham, Stewart, Muscogee, Lowndes, Campbell, Jefferson, Troup, Glynn, Hancock, Glascock, Elbert, Bryan, Oglethorpe, Fulton, Early and Wilkinson.

The report, as amended, was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of John W. Sleigh, of Paulding, and D. P. Bishop, R. Johnson, of Bartow county.

Mr. GARTRELL offered a substitute, which was received.

The report as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend section 1453 of the Code of Georgia relative to the appointment of Commissioners of Pilotage for the bar and rivers of the Great and Little Satilla.

The report was agreed to, the bill was read the third time and passed.

Mr. GARTRELL, chairman from the Committee on the state of the Republic, submitted the following report:

*Mr. Speaker:* The Committee on the state of the Republic have had under consideration the following bill, to-wit:

A bill to be entitled an act to define and fix the time when the late war between the United States and the Confederate States shall be considered as having terminated, and for other purposes: which they recommend do not pass.

JOHN O. GARTRELL,  
*Chairman of the Committee on the state of the Republic.*

The Committee on Banks, through their chairman, Mr. BARNES, submitted the following report:

*Mr. Speaker:* The Committee on Banks, to whom was referred a bill to be entitled an act authorizing the incorporation of homestead, or building associations in this State, have considered the same and direct me to report the same back with a recommendation that it do pass.

GEO. T. BARNES, *Chairman.*

The bill to amend the 1670th section of the Code of Georgia, relative to divorces, was indefinitely postponed.

The House took up the Senate amendments to the following bills, and concurred in the same, to-wit:

A bill to regulate the manner of giving in land for taxation, and the sale and redemption thereof, etc.

A bill to prevent persons from interfering so as to induce laborers or servants to abandon their contracts, etc.

A bill to fix the time of holding the Supreme Court, etc.

A bill for the relief of E. B. Loyless, of Webster county.

A bill to incorporate the Mechanics' Steam Power Company.

A bill to alter and amend an act to alter and amend an act alter and amend the Penal Code of Georgia.

A bill incorporating the Island Manufacturing Company in the county of Bartow, on the Etowah river.

A bill to appropriate money for the burial of the Confederate dead at Resaca, etc.

The House took up the Senate amendments to the bill to change the time of holding the Superior Courts for the county of Richmond, etc., and disagreed to the same as to the County Court of Richmond county.

Also, a bill to authorize administrators to perfect titles in certain cases.

The House took up the amendment of the Senate to the bill for the relief of Seago, Palmer & Co., and concurred in the same.

Also, concurred in the Senate amendments to the bill for the relief of certain persons therein named.

Also, concurred in the Senate amendments to the House amendment to the Senate bill to alter and amend the act, approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

The House took up the report of the committee on the bill authorizing the incorporation of Homestead or Building Associations in this State.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to amend the charter of the Planters' Convention of the State of Georgia so far as to change the name thereof.

The report was agreed to, the bill was read the third time and passed.

Leave of absence was granted to Mr. Mallard, of McIntosh, for the balance of the session, on account of sickness.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit:

An act to change the county line between the counties of Appling and Coffee.

Also, an act to compensate grand and petit jurors of the Superior, Inferior and County Courts in the county of Decatur in this State, and to authorize the levy of an extra tax for said purpose.

Also, an act to amend an act entitled an act to make uniform the laws of this State for the collection of costs, and other purposes, assented to 17th April, 1863, so far as it relates to the county of Lincoln.

Also, an act to provide a college for the benefit of agriculture and the mechanic arts in the State of Georgia under acts

of Congress, approved respectively 2d July, 1862, and 14th April, 1864.

Also, an act to authorize the Inferior Court of DeKalb county to increase the fees of jailor for said county.

Also, an act to prevent obstructions in the Okolocknee river so far as relates to the counties of Thomas and Colquitt, and for other purposes.

Also, an act to authorize the Empire State Iron and Coal Mining Company to establish an office at Chattanooga or some other place out of the State.

Also, an act to exempt persons actually engaged in attending to a grist mill from jury duty.

Also, an act to amend the 3253d section of the Code of Georgia.

Also, an act to legalize the acts of the Inferior Court of Echols county.

Also, an act to change the line between the counties of Wilcox and Pulaski.

Also, an act to alter and amend section 4283 of the Code of Georgia.

Also, an act to amend the act incorporating the city of Americus, in the county of Sumter, and the several acts amendatory of said incorporating act.

Also, an act to repeal an act, assented to December 11th, 1858, to change the lines between the counties of Dougherty and Worth, and thereby re-establish the original line.

Also, an act to amend the 2d section of an act to incorporate the Georgia Home Insurance Company of the city of Columbus, assented to December 12th, 1859.

Also, an act to legalize certain acts of the Fulton Loan and Building Association, and the Stonewall Building and Loan Association.

Also, an act to repeal an act entitled an act to amend the several acts regulating roads in this State, so far as respects the operation of said acts, in the counties of Bryan, Liberty, McIntosh, Glynn, Camden and Wayne, assented to December 8th, 1806; and an act to amend an act entitled an act to exempt certain persons of McIntosh county from road duty, and for other purposes therein named, approved January 19th, 1852, so as to make the same general in its operation so far as the county of McIntosh is concerned, assented to February 18th, 1854, and for other purposes.

Also, an act to alter and amend the 638th section of the Code of Georgia.

Also, an act to prescribe the mode of electing the Mayor and members of Council of the city of Atlanta.

Also, an act for the relief of certain persons therein named.

The House took up the report of the committee on the Senate bill to incorporate the stockholders of the Cartersville & Van Wert Railroad Company.

Mr. GARTRELL offered the following amendment, to come in just before the repealing clause :

Provided, that nothing in this act shall be so construed as to impair, abridge, or conflict with any of the privileges or rights granted to, or contained in the charter of the Polk Slate Quarry Railroad Company, of this State ; which was agreed to.

The report as amended was agreed to, the bill was read the third time and passed.

On motion, the House took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House reassembled and took up the Senate bill for the pardon of John McMahon, a convict, now confined in the Penitentiary for life, which was read the first time.

Also, the Senate bill to incorporate the Iron and Mining Company, of Dade county, Georgia.

The House took up the report of the committee on the Senate bill to amend an act entitled an act to incorporate the town of White Plains, in Greene county, approved March 3d, 1856.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to alter and change the county line between the counties of Twiggs and Jones so as to add the residence of James Baker to the county of Jones.

The report was agreed to, the bill was read the third time and passed.

The House took up the bill of the Senate to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same, which had been amended in the House, and to which the Senate had disagreed.

The House insisted on its amendment.

The Senate bill to define and fix the time when the late war between the United States and the Confederate States shall be considered as having terminated, etc., was read the third time and lost.

The House took up the report of the committee on the bill of the Senate to so far modify the laws against lotteries as to enable William W. Boyd, Thomas W. Chandler and A. B.

Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for, and supporting indigent widows and orphans; the home to be called the Masonic Orphans' Home.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Middle River Mining Company, to confer upon said company all the rights, powers, privileges and immunities, and to impose all the restrictions and liabilities which are granted to, and imposed upon the Little River Mining Company, by act of incorporation, approved March 21st, 1866, so far as they are consistent with the provisions of this act, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Wilcoxon Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bill, to-wit:

A bill to regulate the manner in which the Penitentiary shall be managed, and to provide for farming out the same.

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to aid, by endorsement of the State, the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville.

The Senate have rejected the bill of the House of Representatives to incorporate the Grand Lodge of the Knights of Jericho.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to incorporate the town of Senora, in the county of Coweta.

A bill to revive and declare of force an act to incorporate the town of Waynesboro', in the county of Burke, assented to December 10th, 1812, and the several acts amendatory thereof; to amend said acts; to enlarge the powers of the commissioners of said town; to extend the corporate limits

thereof; to declare valid the election of the present board of commissioners; to make legal all ordinances and by-laws adopted by them, and for other purposes therein mentioned.

The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill to incorporate the stockholders of the Cartersville & Van Wert Railroad Company.

A bill to exempt from levy and sale certain property of every debtor in this State, and for other purposes.

The Senate have also concurred in the amendments of the House of Representatives to the resolution of the Senate appointing commissioners to the World's Fair.

The House took up the report of the committee on the Senate bill to amend an act incorporating the Savannah, Griffin & North Alabama Railroad Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Rutherford Mining Company of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Chenubbee Manufacturing Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to incorporate the People's Savings Bank of Dalton.

The report was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage the yeas and nays were required to be recorded, and resulted in yeas 85 and nays 7.

Those voting in the affirmative are Messrs.

Alexander,	Davenport,	Gross,
Asbury,	Dixon, of Macon,	Gunnells,
Atkinson,	Dodson,	Hand,
Baker,	Dodds,	Harrison,
Barnes,	Durham,	Harden,
Bennett,	DuBose,	Hill,
Boyd,	Fincannon,	Holliday,
Brown, of Early,	Fraser,	Howard,
Brown, of Houston,	French,	of Lumpkin,
Brock,	Gartrell,	Hockenhull,
Bulloch,	Glenn,	Hodges,
Byington,	Green,	Hughes, of Union,
Dart,	Grogan,	Johnston, of Pierce,



Johnson, of Wilcox,	Moses,	Smith, of Hancock,
Jones, J. B.,	Peeples,	Snead,
	of Burke,	Phillips,
Lawson,	Pottle,	Stallings,
Maddox, of Fulton,	Quillian,	Stapleton,
McCullough,	Ragsdale,	Starr,
McDowell,	Redwine,	Stewart,
	of Heard,	Swann,
McDowell, of Pike,	Reese,	Thomas,
McLendon,	Ridley,	Tucker,
McWhorter, of	Rogers,	Wall,
	Roundtree,	Wilburn,
Greene,	Russell,	Williams, of
McWhorter,	of Chatham,	Bulloch,
	of Oglethorpe,	Russell, of Muscogee,
Morris, of Franklin,	Sharp,	Williams, of Dooley,
Mitchell,	Shaw,	Wilkerson,
	of Gwinnett,	Sims, of Bartow,
Montgomery,	Simms, of Newton,	Woods, of Floyd,
		Woods, of Morgan.

Those voting in the negative are Messrs.

Benson,	Hicks,	Pickett,
Candler,	Jones, J. J.,	Stanfield,
Dickson, of Walker,	of Burke,	Watkins,
Ellington,		

Yeas 85; nays 7. So the bill was passed.

The House took up the Senate bill to authorize the Governor to appoint commissioners to fix the salaries of the Superintendent, Auditor and Treasurer of the Western & Atlantic Railroad, which, on motion of Mr. GARTRELL, was indefinitely postponed.

The House took up the report of the committee on the bill for the relief of Lizzie Glover, of the county of Campbell.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the town of Teabeauville, in the county of Ware, and to provide for the election of commissioners of the same.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Allatoona Mining and Manufacturing Company, which, on motion, was laid on the table for the present.

The House took up the report of the committee on the bill of the Senate to continue in force and amend an act entitled an act to incorporate the town of Fairburn, in the counties of Fayette and Campbell, approved 17th February, 1854.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to allow the transfer of license to retail spirituous liquors in the county of Stewart, and to repeal an act to regulate the sale of spirituous liquors in the county of Stewart, etc., was indefinitely postponed.

The Senate bill for the relief of James M. Bryant, of Fulton county, was read the third time and lost.

The House took up the report of the committee on the Senate bill to amend the 877th section of the Code of Georgia, and to provide that under certain circumstances therein mentioned, the provisions of the Code in reference to the issue of new State bonds in lieu of lost bonds, shall apply to stolen bonds.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to incorporate the Hall Chestatee Mining Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the amendments of the Senate to the bill to aid by endorsement of the State the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville, and concurred in the same.

The Senate bill to regulate the manner in which the Penitentiary shall be managed, and to provide for farming out the same, was read the first time.

The bill to incorporate the Savings Bank of Forsyth was read the second time and referred to the Committee on Banks.

The following bills of the Senate were read the second time and committed for a third reading, to-wit:

A bill to increase the fees of the Clerk of the Superior Court, Ordinary and Sheriff of the county of Baldwin.

A bill to authorize the Mayor and Aldermen of the city of Bainbridge to issue city bonds and invest the same, and to levy an extra tax for their redemption.

A bill to make valid the tax levied by the Inferior Court of Randolph county, for county purposes, for the year 1866.

A bill to change section 3543 of the Code of Georgia.

A bill to incorporate the Lewis Manufacturing and Mining Company.

A bill to amend an act entitled an act to incorporate the Baptist Church of Christ, at Macon, and to appoint trustees for the same, approved December 3d, 1851.

A bill to encourage telegraphic communication between the State of Georgia and the Bahamas and West India Islands.

A bill to prescribe the terms upon which marine, fire or life insurance companies, not incorporated by act of the General Assembly of the State of Georgia, shall be permitted to transact business in this State.

A bill to authorize the levy and collection of an extra tax in the county of Richmond by the Justices of the Inferior Court, upon the recommendation of the grand jury of said county.

The following Senate bills were read the second time, and referred to the Committee on Agriculture and Internal Improvements, to-wit:

A bill to extend the aid of the State to the Savannah, Griffin & North Alabama Railroad, and for other purposes.

A bill in relation to the New Orleans, Mobile & Chattanooga Railroad Company, a corporation of the State of Alabama, and authorizing and empowering said company to exercise and enjoy its corporate powers and franchises in the State of Georgia.

The following Senate bills were read the second time and referred to the Committee on the Judiciary, to-wit:

A bill to repeal section 2194 of the Code of Georgia.

A bill for the relief of administrators, executors, guardians and trustees, and other persons therein named, and of their estates.

A bill to compel persons holding claims against this State, entered into or arising at any time from the 1st January, 1861, to 25th June, 1866, passed upon by the court.

A bill to repeal the oath prescribed in the 1377th paragraph of the Revised Code of Georgia, to be taken by retailers of spirituous liquors.

A bill to authorize Banner Thomas, of Pierce county, guardian of William Gye and James N. Stanfield, of Tattall county, guardian of Allen R. Strickland, of Liberty county, to deliver to their wards the property in their possession belonging to them, and to relieve said guardians from all pains and penalties for so doing.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

WEDNESDAY, December 12th, 1866,  
9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. MADDOX, of Fulton, moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to authorize the appointment of commissioners to raise the salaries of Superintendent, Treasurer and Auditor of the Western & Atlantic Railroad: which motion was lost.

The House took up the report of the committee on the bill to create a new Judicial Circuit, to be called the Atlanta Circuit, to provide for the election of a Judge and Solicitor General for the same, etc.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to repeal an act entitled an act to amend the 3984th and 3985th sections of the Code of Georgia, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to incorporate the Iron and Mining Company of Dade county, Georgia, was taken up.

The report of the committee on the same was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the pardon of Creed T. Wise, a convict in the Penitentiary for murder.

The report of the committee was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 86 and nays 38.

Those voting in the affirmative are Messrs.

Alexander,	Colley,	Hand,
Atkinson,	Davenport,	Harrison,
Barnes,	Dixon, of Macon,	Harden,
Baynes,	Dodds,	Hinton,
Benson,	Durham,	Howard, of Bartow,
Brown, of	Ellington,	Hockenhull,
Houston,	Fincannon,	Hodges,
Brock,	Fraser,	Hudson,
Bulloch,	French,	Johnston,
Burch,	Gartrell,	of Forsyth,
Byington,	Gibson,	Johnston, of Pierce,
Candler,	Glenn,	Johnson, of Wilcox,
Carter,	Green,	Jones, J. J.,
Cook,	Gunnells,	of Burke,

Jones, J. B., of Burke,	Peebles,	Stallings,
Kibbee,	Pickett,	Stapleton,
McCullough,	Phillips,	Stanton,
McCutchen,	Ragsdale,	Swann,
McDowell, of Heard,	Redwine,	Swearingen,
McDowell, of Pike,	Reese,	Tucker,
McLendon,	Robertson,	Vason,
McWhorter,	of Walton,	Wall,
of Greene,	Rogers,	Watkins,
McWhorter,	Russell, of	White,
of Oglethorpe,	Chatham,	Wilburn,
Mizell,	Sharp,	Willis,
Morris, of Franklin,	Shaw,	Williams, of Dooly,
Morrow,	Sims, of Bartow,	Wilkerson,
Montgomery,	Simms, of Newton,	Winningham,
Moses,	Smith, of Clinch,	Woods, of Floyd.
Moughon,	Snead,	Woods, of Morgan.

Those voting in the negative are Messrs.

Asbury,	Holliday,	Robinson,
Baker,	Howard, of Lumpkin,	of Laurens,
Bennett,	Hughes, of Union,	Robson,
Boyd,	Johnson, of Henry,	Roundtree,
Brown, of Early,	Mattox, of Elbert,	Russell, of
Cabaniss,	Morris,	Muscogee,
Dickson, of Walker,	of Montgomery,	Sale,
Dodson,	Mitchell,	Speer,
Edge,	of Gwinnett,	Stanfield,
Evans,	Peeples,	Starr,
Frost,	Pottle,	Thomas,
Grogan,	Quillian,	Umphey,
Gross,	Rhodes,	Williams, of Bryan,
Hicks,	Ridley,	Williams, of Bulloch.

Ayes 86 ; nays 38. So the bill was passed. •

Mr. BARNES, chairman of the Committee on Banks, submitted the following report :

*Mr. Speaker :* The Committee on Banks to whom was referred a bill to be entitled an act to define and prescribe the liabilities of the stockholders of banks in this State, and for other purposes.

Also, a bill to be entitled an act to incorporate the Savings Bank, of Forsyth, have directed me to report both of said bills back to the House without recommendation.

GEO. T. BARNES, *Chairman.*

The House took up the report of the committee on the Senate bill to alter and amend an act entitled an act to incorporate in the State of Georgia, an insurance company, to be called the Great Southern Insurance Company, assented to December 17th, 1861.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to change the line between the counties of Cherokee and Milton was read the third time and lost.

The House took up the report of the committee on the bill to prevent persons bathing in streams or other waters on the Sabbath day, on roads leading to and from places of religious worship.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate to declare certain persons competent witnesses, as in the act set out, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to incorporate the Georgia Company for mining and other purposes.

A bill to amend an act to extend the corporate limits of the town of Hamilton, Harris county, and to create and give additional powers to the corporate authority of said town, assented to December 19th, 1859.

A bill to amend an act entitled an act to incorporate the town of Valdosta, in the county of Lowndes, for the election of Mayor, Councilmen and Marshal for the same, passed the 7th of December, 1860.

A bill to declare in full force an act entitled an act to incorporate the town of Dahlonga, in the county of Lumpkin, assented to December 11th, 1858, and an act amendatory thereof, assented to December 10th, 1859, and for other purposes.

A bill to amend the first section of an act authorizing the appointment of vendue masters in the several corporate towns and cities in this State, approved 21st February, 1866.

A bill to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes therein enumerated.

A bill to relieve the estate of John C. Dumas, late of Jones county, deceased.

A bill to amend the charter of the city of Brunswick.

A bill to make valid the issuing of scrip by the Inferior Court of the county of Lowndes, to build a jail.

A bill to amend the charter of Athens Fire Company Number 1.

The Senate have rejected the following bill of the House of Representatives, to-wit :

A bill to change the line between the counties of Quitman and Stewart, so as to include the residence of William J. Brown, of the county of Stewart, within the limits of the county of Quitman.

Mr. J. B. JONES, chairman of the Committee on Agriculture and Internal Improvements, submitted the following report :

*Mr. Speaker :* The Committee on Agriculture and Internal Improvements have had under consideration the following bills of the Senate, to-wit :

A bill to be entitled an act to incorporate the Albany & Atlantic Railroad Company ; and recommend its passage with an amendment.

Also, a bill to be entitled an act to authorize the owners of lands lying on Middle River, in the county of Banks, to remove obstructions from the same, and for other purposes ; and recommend that it do pass.

Also, a bill to be entitled an act to incorporate the Richmond County Agricultural Society, and to confer certain powers and immunities upon the same ; and recommend that it do pass.

Also, a bill to be entitled an act to incorporate the Southern Railroad Company ; and recommend its passage with amendments.

Also, a bill to be entitled an act to continue in force an act approved December 27th, 1847, entitled an act to incorporate the Atlanta & LaGrange Railroad Company ; and recommend its passage with amendments.

J. B. JONES, *Chairman.*

The House took up the report of the committee on the bill to incorporate the Alatoona Mining and Manufacturing Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to add an additional section to the 4th division, part 4th, title 1st, of the Penal Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the amendments of the House to the bill of the Senate to amend the law in regard to effecting service of bills in equity, to marshal the assets of estates of deceased persons.

The House insisted on its amendment.

The House took up the report of the committee on the Senate bill to authorize suits to be brought against any Railroad or Express Company, in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said Railroad or Express Company may have a place of business and an officer or agent.

Mr. HILL, of Fulton, moved to amend by adding the following words in the proviso of said act, after the word "originated," the words "or contract to be performed;" which was agreed to.

Also, the following additional section :

That service in all such suits shall be perfected by personally serving a copy of such bill, writ or process, upon such agent of said Railroad Company or Express Company in the county where suit is authorized to be commenced by this act, and that judgment or decrees obtained in cases so commenced as aforesaid, shall bind the property of defendant as fully as though service had been effected on the president or other chief officer ; which was agreed to.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to donate the Okefenokee swamp lands, belonging to the State of Georgia, as a common endowment, to the Georgia State Orphans' Home.

The report of the committee was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the ayes and noes were required to be recorded, and resulted in ayes 79, noes 31.

Those voting in the affirmative are Messrs.

Alexander,	Durham,	Johnson, of Henry,
Asbury,	Edge,	Jones, J. B.,
Baker,	Ellington,	of Burke,
Barnes,	Fincannon,	Jones, J. J., of
Bennett,	Gartrell,	Burke,
Benson,	Glenn,	Lawson,
Boyd,	Grogan,	Maddox, of Fulton,
Brown, of Early,	Gross,	Mattox, of Elbert,
Brown, of Houston,	Gunnells,	McDowell, of
Brock,	Hill,	Heard,
Burch,	Hinton,	McLendon,
Cabaniss,	Holliday,	McWhorter, of
Candler,	Howard, of Lumpkin	Greene,
Dart,	Hockenhull,	McWhorter, of
Davenport,	Hodges,	Oglethorpe,
Dixon, of Macon,	Johnston, of	Morrow,
Dodson,	Forsyth,	Mitchell, of
Dodds,	Johnston, of	Gwinnett,
Dorsey,	Pierce,	Montgomery,



Moses,	Robertson, of	Stallings,
Moughon,	Walton,	Starr,
Peebles,	Robson,	Swann,
Pecples,	Rogers,	Swearingen,
Phillips,	Roundtree,	Tench,
Pottle,	Russell, of	Thomas,
Quillian,	Muscogee,	Vason,
Redwine,	Sale,	White,
Ridley,	Shaw,	Wilkerson,
Robinson,	Sims, of Bartow,	Winningham,
of Laurens.	Speer,	Woods, of Floyd

Those voting in the negative are Messrs.

Cook,	Hughes, of Union,	Simms, of Newton,
Colley,	Johnson, of Wilcox,	Smith, of Clinch,
Dickson, of	Morris, of	Stapleton,
Walker,	Montgomery,	Stanfield,
Evans,	Morris, of	Stanton,
Fraser,	Franklin,	Umphrey,
French,	Pickett,	Wall,
Hand,	Ragsdale,	Watkins.
Harrison,	Reese,	Williams, of Bryan,
Hargett,	Rhodes,	Williams, of
Hicks,	Russell, of	Bulloch,
Hudson,	Chatham,	Woods, of Morgan.

Yeas 79 ; nays 31. So the bill was passed.

Mr. McCULLOUGH, from the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to incorporate the Memorial Association of Resaca, and confirm the titles to lands.

An act to amend the charter of the Planters' Convention of the State of Georgia so far as to change the name thereof.

An act to so alter and change the county line between the counties of Twiggs and Jones, so as to add the residence of James Baker from the county of Twiggs to the county of Jones.

An act to amend an act entitled an act to incorporate the town of White Plains, in Greene county, approved March 3d, 1856.

Also, a resolution authorizing his Excellency, the Governor, to appoint commissioners to the World's Fair, in the city of Paris, in the year 1867.

Mr. McCULLOUGH, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts and resolution, to-wit :

An act to amend the 2133d section of the Code of Georgia.

Also, an act to change the line between the counties of Catoosa and Walker.

Also, an act to amend section 3883 of the Code of Georgia.

Also, an act to amend the eighth section of an act entitled an act to incorporate the Memphis Branch Railroad and Steamboat Company of Georgia, approved December 21st, 1839.

Also, an act to change the line between the counties of Carroll and Heard, so as to include the residence of Michael C. Sumerlin, of the county of Heard, within the county of Carroll.

Also, an act to confer on the Justices of the Inferior Court of the several counties of this State the power to fix the fees of the jailors for dieting prisoners.

Also, an act to relieve Frederick Cox and Harrison Rogers.

Also, an act to alter and amend section 1815 of the Revised Code.

Also, an act to regulate the building of fish traps in the Withlacoochee river.

Also, an act to change the line between the counties of Johnson and Emanuel, so as to include the residence and farm of Henry Neel, of Johnson county, within the county of Emanuel.

Also, an act to add lot of land number (84) eighty-four, in the fifth (5th) district of the county of Wilcox, to the county of Pulaski.

Also, an act to repeal an act entitled an act to regulate the sale of spirituous liquors in the county of Stewart, and for other purposes, assented to December 19, 1859.

Also, an act to amend the 3465th section of the Code of Georgia.

Also, an act to legalize the acts of the Justices of the Inferior Court of Pickens county and State of Georgia in a certain case.

Also, an act to amend an act incorporating the Southern Insurance and Trust Company, passed December 17th, 1866.

Also, an act allowing executors and administrators of other States and Territories of the United States to qualify and act as such executors and administrators in this State in certain cases.

Also, an act to explain the third section of an act entitled an act to prescribe and regulate the relation of parent and child among persons of color in this State, and for other purposes, approved 9th March, 1866, and to add an additional section thereto.

Also, an act to amend an act entitled an act for the relief of maimed and indigent soldiers and officers, citizens of this State, who belonged to military organizations of this State,

in the State or Confederate States armies, approved the 12th March, 1866.

Also, an act to declare the effect of second section of an ordinance passed by the Convention, November 8th, 1866, to make valid private contracts entered into and executed during the war against the United States, and to authorize the courts of this State to adjust equities, etc.

Also, an act to amend the sixteen hundred and sixty-ninth paragraph, part second, title second, chapter first, article first, second section of the revised Code of Georgia, and to legalize certain judgments and decrees of the Superior Courts of this State in divorce cases.

Also, an act to repeal an act entitled an act to provide for the election of a superintendent of public roads and bridges in the counties of Wilkes, Muscogee and Lincoln, and such other counties as may adopt the provisions of this act, and to define his rights and duties, and to repeal all laws inconsistent with this act, so far as it is applicable to the counties of Lincoln and Wilkes.

Also, an act to relieve Helen Lapham, formerly Helen Chaffin, and Mary Ann Drakeford, formerly Mary Ann Terry, from the legal disabilities to contract the marriage relation, and of all penalties for having contracted the same.

Also, an act for the relief of Messrs. Seago, Palmer & Co.

Also, an act for the relief of E. B. Loyless, of Webster county.

Also, a resolution requesting his Excellency, the Governor, to pardon John H. Perkins, a convict in the Penitentiary, from the county of Banks, under the charge of horse stealing.

Also, an act to appropriate a fund for the burial of the Confederate dead.

Also, an act to regulate the manner of giving in land for taxation, and the sale and redemption thereof, and for other purposes.

Also, an act to fix the time of holding the Supreme Court, and to regulate proceedings therein.

Also, an act to incorporate the Mechanics' Steam Power Company.

Also, an act to incorporate the town of Senora, in the county of Coweta, and to appoint commissioners of the same, and to point out the mode of electing commissioners and other officers of said town, and to confer certain powers on the commissioners thereof, and for other purposes therein mentioned.

The House took up the report of the committee on the bill of the Senate to provide for education, and to establish a general system of Georgia schools.

Mr. GLENN, of Whitfield, offered the following amendment:

The Judges of the Inferior Court shall be school commissioners *ex officio*, without compensation, until the next session of this General Assembly, under the provisions of this act, and inaugurate this system or not, at their option, in their respective counties, at the expense of the county; provided further, that the Superintendent of schools herein provided for shall not be selected until after the close of the session of the next General Assembly of this State.

For which Mr. MOSES offered the following as a substitute: Provided, this bill shall have no force nor effect until after the 1st of January, 1868.

Which was agreed to.

Mr. MORRIS, of Franklin, offered the following amendment:

That the provisions of this act shall be submitted to the people at the next election, to vote common schools, or no common schools, according to the provisions of this act.

Which amendment was lost.

The report as amended, was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 62 and nays 58.

Those voting in the affirmative are Messrs.

Alexander,	Gross,	Peebles,
Asbury,	Harrison,	Phillips,
Atkinson,	Hicks,	Pottle,
Baker,	Hill,	Reese,
Barnes,	Howard, of	Rhodes,
Bennett,	Lumpkin,	Ridley,
Brown, of Early,	Hockenhull,	Robson,
Brown, of Houston,	Hodges,	Rogers,
Chabaniss,	Johnston, of Pierce,	Roundtree,
Carr,	Jones, J. B., of	Russell, of Chatham,
Coddson,	Burke,	Russell, of Muscogee,
Codds,	Jones, J. J.,	Sale,
Corsey,	of Burke,	Shaw,
Curham,	Kibbee,	Snead,
DeBose,	McCullough,	Stapleton,
Dodge,	McComb,	Starr,
Evans,	McDowell, of Pike,	Stewart,
Finannon,	Mitchell, of	Swearingen,
Fraser,	Thomas,	Thomas,
Frost,	Moses,	Wilburn,
Genn,	Moughon,	Williams, of Bryan,
Green,	Peebles,	Woods, of Floyd.

Those voting in the negative are Messrs.

Henson,	Candler,	Dickson, of Walker,
Lloyd,	Cook,	Dixon, of Macon,
Mulloch,	Colley,	Ellington,
Murch,	Davenport,	French,

Gartrell,	McWhorter, of	Smith, of Clinch,
Gunnells,	Oglethorpe,	Stallings,
Hand,	Morris, of	Stanfield,
Harden,	Montgomery,	Stanton,
Hinton,	Morris, of Franklin,	Sumner,
Holliday,	Morrow,	Tucker,
Howard, of Bartow,	Mitchell,	Umphrey,
Hudson,	of Gwinnett,	Wall,
Hughes, of Union,	Montgomery,	Watkins,
Johnson, of Henry,	Pickett,	White,
Johnston,	Quillian,	Willis,
of Forsyth,	Ragsdale,	Williams, of
Johnson, of Wilcox,	Redwine,	Bulloch,
Mattox, of Elbert,	Robinson, of Laurens,	Williams, of Dooley,
McCutchen,	Sharp,	Wilkerson,
McDowell, of Heard,	Sims, of Bartow,	Winningham,
McLendon,	Simms, of Newton,	Woods, of Morgan.

Yeas 62; nays 58. So the bill was passed.

The House took up the report of the committee on the bill from the Senate to extend the aid of the State to the completion of the Savannah, Griffin & North Alabama Railroad.

The report of the committee was agreed to, the bill was read the third time, and, on its passage, the yeas and nays were required to be recorded, and resulted in yeas 72 and nays 43.

Those voting in the affirmative are Messrs.

Alexander,	Gunnells,	Moses,
Atkinson,	Hand,	Moughon,
Baker,	Harden,	Pickett,
Baynes,	Hill,	Phillips,
Benson,	Howard, of Bartow,	Redwine,
Brown, of Houston,	Howard, of	Ridley,
Brock,	Lumpkin,	Robinson, of
Bulloch,	Hockenhull,	Laurens,
Byington,	Johnston, of Pierce,	Robson,
Cabaniss,	Jones, J. B., of	Russell, of Chatham,
Candler,	Burke,	Sale,
Colley,	Kibbee,	Shaw,
Dart,	Maddox, of Fulton,	Sims, of Bartow,
Davenport,	Mattox, of Elbert,	Smith, of Clinch,
Dodds,	McComb,	Stallings,
Dorsey,	McDowell, of Heard,	Starr,
Durham,	McDowell, of Pike,	Stewart,
Edge,	McWhorter, of	Sumner,
Fincannon,	Oglethorpe,	Swann,
Fraser,	Morris, of	Swearingen,
French,	Montgomery,	Tench,
Gibson,	Mitchell, of Thomas,	Thomas,
Glenn,	Mitchell, of	Tucker,
Green,	Gwinnett,	Wall,

White,	Williams, of	Winningham.
Wilburn,	Bulloch,	

Those voting in the negative are Messrs.

Asbury,	Hinton,	Pottle,
Bennett,	Holliday,	Quillian,
Boyd,	Hodges,	Rhodes,
Burch,	Hudson,	Robertson, of
Book,	Hughes, of Union,	Walton,
Dickson, of Walker,	Johnson, of Henry,	Russell, of
Dixon, of Macon,	Jones, J. J.,	Muscogee,
Dodson,	of Burke,	Simms, of Newton,
DuBose,	McCutchen,	Speer,
Ellington,	McLendon,	Stapleton,
Evans,	McWhorter,	Stanfield,
Frost,	of Greene,	Umphey,
Fartrell,	Morrow,	Willis,
Harrison,	Montgomery,	Wilkerson,
Hargett,	Peebles,	Woods, of Floyd,
Hicks,	Peeples,	Woods, of Morgan.

Yeas 72; nays 43. So the bill was passed.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report:

*Mr. Speaker:* The Committee on the Judiciary have had under consideration the following Senate bills, to-wit:

A bill to be entitled an act to repeal the oath prescribed in the 1377th paragraph of the Revised Code of Georgia, to be taken by retailers of spirituous liquors. Recommend it do not pass.

Also, a bill to be entitled an act to repeal section 2194 of the Code. In consequence of the limited time, the committee have not time to examine the bill: therefore report it back without recommendation.

Also, a bill to be entitled an act to compel persons holding claims against the this State, entered into or arising at any time from 1st January, 1861, to 25th June, 1866, passed upon by the Court. In consequence of the limited time, the committee have not time to examine the bill; therefore report it back without recommendation.

Also, a bill to be entitled an act for the relief of administrators, executors, guardians and trustees, and other persons herein named, and of their estates. The committee report it back without recommendation, as it is near the end of the session, and they have not time to carefully examine the bill.

Also, a bill to be entitled an act for the discharge of insolvent debtors, to regulate the mode and manner thereof, and the disposition of said insolvent's property, and for other purposes. Reported back without recommendation, for the same reason as given above.

R. J. MOSES,

*Chairman Judiciary Committee.*

Leave of absence was granted to Mr. Grogan, of Milton, for the balance of the session, on account of severe indisposition in his family, and to Mr. Wall, of Coffee, after to-day, for the balance of the session.

On motion, the House took a recess until 3 o'clock, P. M

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THREE O'CLOCK, P. M.

The House reassembled, and took up the report of the committee on the bill of the Senate for the relief of insolvent debtors, and to regulate the mode and manner thereof, and the disposition of said insolvents' property, and for other purposes.

The previous question was called and sustained.

The report of the committee was agreed to, the bill was read the third time and lost.

The House took up the report of the committee on the Senate bill to declare the force and effect of a certain bond executed by the State of Georgia through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, on the first day of April A. D. 1866, and to make said bond valid for the purposes therein now set forth, as understood and agreed by the parties.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to except the county of Worth from the operation of section 586 exempting road hands from being compelled to work on roads more than three miles from their residence.

The report was agreed to, the bill was read the third time and passed.

The following message was received from his Excellency, the Governor, by Mr. Williams, his Secretary, to-wit :

*Mr. Speaker :* I am directed by the Governor to return to the House of Representatives, in which it originated, a bill to be entitled an act to extend the aid of the State to the completion of the Air Line Railroad, and for other purposes, with a communication in writing.

On motion, said communication was taken up and read, and is as follows :

EXECUTIVE DEPARTMENT,

MILLEDGEVILLE, GEORGIA, December 12th, 1866.

*To the House of Representatives :*

I have before me an act to extend the aid of the State to the completion of the Air Line Railroad, which originated in

your body. In a recent communication to you, I gave, with some fullness, my views on the general subject of extending the aid of the State to the construction of railroads by private corporations. One consideration, urged with no little earnestness, was, that the State is now in no condition to make a large expansion of her credit in any form, or for any purpose—that the palpable inauguration of such a policy would assuredly render that credit valueless to her, and valueless to those seeking its aid. On this subject, my conviction is clear and strong.

After much hesitation, I come to the conclusion that there was before the Legislature one application for aid which, upon considerations of public policy, in view of the object to be accomplished, the capital actually invested in construction, the security offered, and the strong probability that the aid then sought would complete the work, commended itself to their favor. It was believed to be so manifestly an exceptional case, that it could be used as a precedent in no others now pending.

The application of the Air Line Railroad impresses my mind very differently.

In the preamble, obviously intended to set forth the inducements of a public and general nature for assuming the hazard, it is not stated that a single mile has been completed, and the contrary is believed to be true. It is not stated what amount of capital, nor whether any, has been *bona fide* subscribed and paid in.

The preamble, however, presents the fact that ten years have elapsed since the charter was granted—four of which were years of remarkable prosperity and unusual activity in such enterprises. It was not enough that the State had granted liberal corporate franchises and powers. It would seem to be necessary that the first impulse to the undertaking be given by pledge of future aid from the State, when fifty miles of the road shall have been completed and put in running order. The time within which the company must complete the fifty miles of road, in order to entitle themselves to the aid, is unlimited. The line to be traversed is not favorable to railroad construction. It will require heavy work, large expenditure, and much time.

On the hypothesis that thus much can be done by private enterprise, it may nevertheless require several years. Is it wise to pledge the State so far in advance of the time of action?

Is it not a very plain proposition that the propriety of granting aid in this form should depend upon the circumstances surrounding the State, as well as the particular enterprise, at the time it is given? A policy approved now may be disapproved five or ten years hence, either from the devel-



opment of facts, not now anticipated, or from a change of Legislators, or from both causes combined.

If it be conceded, (as would appear from the bill,) that fifty miles of this road should be actually finished and in running order, before the State makes any endorsement, and if several years will be required to do this, let the question of aid be postponed until it is done. Action, then, would be taken more advisedly than now. The State would be safer.

My belief is that after fifty miles shall have been completed bonds to the amount of one million, two hundred thousand dollars, endorsed by the State, and seven hundred thousand dollars additional capital paid in, (which would exhaust the resources contemplated by the act,) there would still be a large deficit.

If this be so, there is danger that the State will be called upon for further aid, or that the work will be left incomplete. But, if finished to Anderson Court House, South Carolina, it would not accomplish any great result for the State at large, without ulterior connections. Whether those connections can be effected, now rests in great doubt. That doubt may or may not be dissipated by the time fifty miles shall have been completed. Traversing a direct line from Atlanta to Anderson Court House, (as proposed,) it will fail to penetrate the mineral region.

If this aid be granted, I see no ground for after discrimination, no limit to the policy it would introduce—no hope of maintaining the credit of the State. I, therefore, cannot assent to it.

CHARLES J. JENKINS.

The House took up the report of the committee on the bill to extend the provisions of section 4220 of the Code to all cases in which the penalty of death is prescribed.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to authorize the redemption of a certain part of the bonds of the State of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to change the place of holding legal sales in the county of Muscogee.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill for the relief of Martha A. Butt, of the county of Crawford.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to pay the jury fees, in the county of Worth, to the jury by the plaintiff or appellant, and authorize the Inferior Court of said county to assess and collect an extra tax in said county to pay juries petit, 75 cents, and grand, one dollar, per day.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill of the Senate, entitled an act to repeal all laws forbidding aliens to hold and own lands in Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill entitled an act to require the creditors of any insolvent bank to present their claims within a limited time, and for other purposes. Which, on motion, was indefinitely postponed.

The House took up the report of the committee on the Senate bill to amend section 980 of the Code of Georgia, by striking out the words "of which he is a resident," after the words "congressional district," in said section.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to alter and change the time of holding the semi-annual session of the County Court of Columbia county.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the relief of James H. Holland, of the county of Jackson.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to remit the tax on liquors for the first quarter for the year 1866, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on Senate bill to authorize the Central Railroad and Banking Company of Georgia to change the line of its railroad track, on certain conditions.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the Committee on Senate bill to punish insurrection, or attempt at insurrection, by the convicts of the Penitentiary and chain gang.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to change the time of holding the monthly session of the County Courts of certain counties therein mentioned, was indefinitely postponed.

The Senate bill to amend an act to organize a County Court and define its jurisdiction, and for other purposes, approved 17th March, 1866, and for the preservation and transfer of suits, writs and process, from the Inferior Court, and for other purposes, was read the third time and lost.

The House took up the report of the committee on the Senate bill to incorporate the Albany & Atlantic Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Lewis Manufacturing and Mining Company.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the owners of land on Middle river, in the county of Banks, to remove obstructions from the same, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to prescribe the terms upon which marine, fire or life insurance companies not incorporated by act of the General Assembly, of the State of Georgia, shall be permitted to transact business in this State, was indefinitely postponed.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to authorize the Mayor and Aldermen of the city of Bainbridge to issue city bonds and invest the same, and to levy an extra tax for their redemption.

An act to amend the 877th section of the Code of Georgia, and to provide that, under certain circumstances therein mentioned, the provisions of the Code in reference to the issue of new State bonds in lieu of lost State bonds, shall apply to stolen bonds.

An act to alter and amend an act approved March 17th, 1866, entitled an act to organize a County Court, define its jurisdiction, and for other purposes.

An act to incorporate the Middle River Mining Company, to confer upon said company all the rights, powers, privileges and immunities, and to impose all the restrictions and liabilities which are granted to, and imposed upon the Little River Mining Company, by act of incorporation, approved March 21st, 1866, so far as they are consistent with the provisions of this act, and for other purposes.

An act to incorporate the Hall Chestatee Mining Company, and for other purposes.

An act for the relief of Mrs. Lizzie Glover, of the county of Campbell.

An act to incorporate the stockholders of the Cartersville & Van Wert Railroad Company.

An act to incorporate the Wilcoxon Manufacturing Company.

An act to incorporate the Rutherford Mining Company of Georgia.

An act to incorporate the Peoples' Savings Bank of Dalton.

An act to amend section 3d, article 4th, of the Revised Code of Georgia.

An act to repeal an act entitled an act to amend the 3984th and 3985th sections of the Code of Georgia, and for other purposes.

An act to amend an act incorporating the Savannah, Griffin & North Alabama Railroad Company.

*Mr. Speaker :* The Committee on Agriculture and Internal Improvements have had under consideration the following Senate bills, to-wit :

A bill to be entitled an act to extend the aid of the State to the Savannah, Griffin & North Alabama Railroad, and for other purposes : and recommend that it do pass.

Also, a bill to be entitled an act in relation to the New Orleans, Mobile & Chattanooga Railroad Company, a corporation of the State of Alabama, and authorizing and empowering said company to exercise and enjoy its corporate powers and franchises in the State of Georgia.

J. B. JONES, *Chairman.*

Leave of absence was granted to Mr. Harlan, of Gordon, on account of extreme illness ; and to Mr. Stanton, his colleague, for the balance of the session ; and to Mr. White, of Hart county, after to-day, for the balance of the session ; and to Mr. Wicker, of Washington, who is confined to his room on account of sickness.

On motion, the House took a recess until 7 o'clock, P. M.

SEVEN O'CLOCK, P. M.

The House reassembled, and took up the Senate bill to regulate the manner in which the Penitentiary shall be managed, and to provide for farming out the same; which was read the second time and made the special order for Thursday next.

The Senate bill for the pardon of John McMahon, a convict, now confined in the Penitentiary for life, was read the second time, and committed for a third reading.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the bill of the House of Representatives to levy and collect a tax for the support of the government for the year 1867, with amendments, in which they ask the concurrence of this branch of the General Assembly.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives, and President of the Senate, the following acts, to-wit:

An act to amend the first section of an act authorizing the appointment of vendue masters in the several corporate towns and cities in this State, approved 21st February, 1866.

Also, an act to make valid the issuing of scrip by the Inferior Court, of the county of Lowndes, to build a jail.

Also, an act to amend an act to extend the corporate limits of the town of Hamilton, Harris county, and to create and give additional powers to the corporate authority of said town, assented to December 19th, 1859.

Also, an act to make the employment of any servant whatever during his term of service illegal, and declare the same a misdemeanor.

Also, an act to revive and declare of force an act to incorporate the town of Waynesboro', in the county of Burke, assented to December 10th, 1812, and the several acts amendatory thereof; to amend said acts; to enlarge the powers of the commissioners of said town, to extend the corporate limits thereof, to declare valid the election of the present board of commissioners, to make legal all ordinances and by-laws adopted by them, and for other purposes therein mentioned.

Also, an act to declare in full force an act entitled an act to incorporate the town of Dahlonega, in the county of Lumpkin, assented to December 11th, 1858, and an act amendatory thereof, assented to December 10th, 1859, and for other purposes.

Also, an act to amend the charter of Athens Fire Company, No. 1.

Also, an act to repeal an act entitled an act to point out the mode of paying the fees of the Solicitor General of the Eastern Judicial District of Georgia, in Chatham county, in certain cases, and for other purposes therein enumerated.

Also, an act to relieve the estate of John C. Dumas, late of Jones county, deceased.

Also, an act to amend an act entitled an act to incorporate the town of Valdosta, in the county of Lowndes, for the election of mayor, councilmen and marshal for the same, passed 7th of December, 1860.

Also, an act to incorporate the Georgia Company for mining and other purposes.

Also, an act to aid by endorsement of the State the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville.

Also, an act to amend the charter of the city of Brunswick.

The House took up the Senate amendments to the House bill to levy and collect a tax for the support of the government during the year 1867.

The first amendment was agreed to.

The second amendment was disagreed to.

The other amendments were all agreed to.

The House took up the report of the committee on the Senate bill to amend an act entitled an act to establish a permanent board of education for the city of Savannah, and to incorporate the same, and for other purposes, approved March 1st, 1866, and to change the name and extend the authority and powers of said board, and for other purposes.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the confinement of convicts in the jails, and prescribe the manner of determining the compensation of jailors therefor.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the Inferior Court of Bibb county to issue their bonds for the purpose of raising funds to build a new court house and jail.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to allow disabled soldiers in this State to peddle without license.

The report was agreed to, the bill was read the third time and passed.

The Senate bill to allow ordinaries of this State to grant letters of administration, guardianship and dismission and leave to sell land in certain cases without publication or citation, as now required by law, and for other purposes, was indefinitely postponed.

Also, the Senate bill to provide for the appointment or election of judge, in cases where the judge may be a party, or interested as counsel, and for other purposes.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed over the veto of his Excellency, the Governor, by a constitutional majority of yeas 21, nays 8, the bill of the Senate for the relief of the people, and to prevent the levy and sale of property under certain circumstances.

The Senate have appointed a committee, consisting of Messrs. VANDUZER and GRESHAM, to join such committee as may be appointed on the part of the House of Representatives, to consider the disagreements between the two houses in reference to the amendments of the House of Representatives to the bill of the Senate to amend the law in regard to effecting service of bills in equity to marshall the assets of the estates of deceased persons.

The House took up the bill for the relief of the people of Georgia, and to prevent the levy and sale of property under certain circumstances, etc., which had been vetoed by the Governor, and passed by the Senate by a constitutional majority over said veto, and a two-third vote being necessary to its passage, the ayes and noes were required to be recorded, and resulted in ayes 103 and noes 7

Those voting in the affirmative are Messrs.

Alexander,	Dickson, of Walker,	Hargett,
Asbury,	Dixon, of Macon,	Hicks,
Baker,	Dodson,	Hill,
Barnes,	Dodds,	Hinton,
Baynes,	Dorsey,	Howard, of Bartow,
Bennett,	Durham,	Howard, of
Benson,	DuBose,	Lumpkin,
Brown, of Early,	Edge,	Hockenhill,
Brown, of Houston,	Evans,	Hodges,
Brock,	French,	Hudson,
Bulloch,	Gartrell,	Hughes, of Union,
Burch,	Gibson,	Jones, J. B.,
Byrd,	Glenn,	of Burke,
Byington,	Green,	Jones, J. J.,
Candler,	Gross,	of Burke,
Carter,	Gunnells,	Kibbee,
Colley,	Hand,	Lawson,
Davenport,	Harden,	McCullough,

McCutchen,	Redwine,	Starr,
McDowell, of Heard,	Reese,	Stanton,
McDowell, of Pike,	Rhodes,	Stewart,
McLendon,	Ridley,	Sumner,
McWhorter, of	Robertson,	Swann,
Greene,	of Walton,	Swearingen,
McWhorter, of	Rogers,	Thomas,
Oglethorpe,	Roundtree,	Tucker,
Mitchell, of Thomas,	Russell, of	Vason,
Mitchell, of	Chatham,	Watkins,
Gwinnett,	Russell,	Wilburn,
Montgomery,	of Muscogee,	Willis,
Moses,	Sale,	Williams, of Bryan.
Peebles,	Sharp,	Williams,
Peeples,	Sims, of Bartow,	of Bulloch,
Pickett.	Smith, of Clinch,	Williams, of Dooly,
Phillips,	Snead,	Winningham,
Pottle,	Speer,	Woods, of Floyd,
Quillian,	Stallings,	Woods, of Morgan.
Ragsdale,	Stanfield,	Womble.

Those voting in the negative are Messrs.

Cook,	Johnson, of	Stapleton,
Ellington,	Wilcox,	Wilkerson.
Fincannon,	Morris, of Franklin,	

Ayes 103; nays 7 So the bill was passed by a constitutional majority.

The House took up the report of the committee on the Senate bill to amend the several acts in relation to the City Court of Savannah.

The report of the committee was agreed to, the bill was read the third time and passed.

The following bills from the Senate were read the third time, and lost, to-wit:

A bill to alter and amend sections 3866 and 3868 of the Code, and to repeal section 3869 of the Code.

A bill for the relief of Justain L. Heath, of Burke county, and to make him capable of contracting and liable therefor.

A bill to repeal the oath prescribed in the 1379th paragraph of the Revised Code of Georgia to be taken by retailers of spirituous liquors.

A bill to regulate the mode of advertising sheriffs' and constables' sales in this State.

A bill to amend paragraph 1401, chapter 9th, part 1st, title 15th of the Code of Georgia.

The House took up the report of the committee on the Senate bill to declare in force and effect of certain laws, and to declare the duty of sheriffs and other ministerial officers, and to relieve them from liability in such cases.



The report of the committee was agreed to, the bill was read the third time and passed.

The Senate bill defining in what newspapers the ordinaries, clerks and sheriffs in the several counties in this State shall run their advertisements, was indefinitely postponed.

Also, the Senate bill to increase the jail fees in Dougherty county, in certain cases.

The Senate bill to amend the 3753d section of the Code of Georgia was read the third time and lost.

Also, the Senate bill to alter and amend section 4476 of the Code of Georgia, so as to make the maiming of hogs or other animals a misdemeanor.

The Senate bill to authorize the Inferior Court of Crawford county to levy an extra tax to pay the indebtedness of said county, was read the third time and lost.

Also, the Senate bill to prohibit executors, administrators and guardians from leasing real estate for a longer period than one year, without first obtaining an order from the Ordinary for that purpose.

The House took up the report of the committee on the Senate bill to provide for the filling of the office of Judges of the Superior Court and Solicitors General, in cases where, on the day fixed by the Constitution for said elections, there is no majority vote cast.

Mr. MOSES, of Muscogee, offered the following amendment;

Add to the first section the following: "and a special election shall be ordered,"

Which amendment was agreed to.

The report of the committee as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to protect the rights of married women in this State.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend an act incorporating the Planters' Loan and Banking Association, approved 27th day of March, 1866.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to alter and amend an act entitled an act to incorporate the Madison Petroleum Company of Georgia.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to continue in force an act, approved December

27th, 1847, entitled an act to incorporate the Atlanta & La-Grange Railroad Company.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Southern Railroad Company.

The report was amended, and as amended was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to regulate the building and repairing of party and other walls and fences in the city of Savannah, to declare the rights of lot owners in respect thereto, and to give to the City Council of Savannah authority to make rules and regulations in the premises.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill declaratory of the force and effect of the stay laws of this State, in reference to taxation by municipal corporations.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to make valid the tax levied by the Inferior Court of Randolph county, for county purposes, for the year 1866.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to amend an act entitled an act to incorporate the Sweetwater Manufacturing Company of the county of Campbell, and to incorporate the Augusta Quoit Club, approved December 21st, 1849.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the relief of James C. Adams and James M. Hall, of the county of Pike.

The report was agreed to, the bill was read the third time and passed.

The Senate bill for the relief of administrators, executors, guardians and trustees, and other persons therein named, and for other purposes, was indefinitely postponed.

On motion, the House adjourned until 9½ o'clock to-morrow morning.

THURSDAY, December 13th, 1866.

9½ o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. POTTLE moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to declare certain persons witnesses as in the act set out, and for other purposes; which motion was lost.

Mr. HUDSON, of Harris, moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to provide for the establishment of common schools, etc., in Georgia; which motion was lost.

Mr. MOSES moved a reconsideration of so much of the Journal as relates to the action of the House on the bill to require the creditors of any insolvent Bank to present their claims within a limited time, etc., upon which motion the yeas and nays were required to be recorded, and resulted in yeas 42 and nays 60.

Those voting in the affirmative are Messrs.

Asbury,	Johnson, of Wilcox,	Russell,
Baker,	Jones, J. B.,	of Chatham,
Barnes,	of Burke,	Russell,
Bennett,	Jones, J. J., of	of Muscogee,
Brock,	Burke,	Shaw,
Cabaniss,	Kibbee,	Sims, of Bartow,
Cook,	Lawson,	Smith, of Hancock,
Colley,	McComb,	Snead,
Dart,	McDowell, of Pike,	Speer,
Davenport,	Morris, of	Starr,
Dodds,	Franklin,	Usry,
Glenn,	Morrow,	Wilburn,
Hand,	Mitchell, of Thomas,	Willis,
Hicks,	Moses,	Williams, of Bryan,
Holliday,	Moughon,	Williams, of
Hockenhull,	Robinson,	Bulloch.
	of Laurens,	

Those voting in the negative are Messrs.

Alexander,	Edge,	Hudson,
Boyd,	Ellington,	Hughes, of Union,
Brown, of Early,	Evans,	Johnston, of
Brown, of Houston,	Fincannon,	Forsyth,
Burch,	Frost,	Johnson, of Henry,
Byrd,	Gartrell,	Johnston, of Pierce,
Byington,	Gunnells,	McCutchen,
Candler,	Hargett,	McDowell,
Dickson, of Walker,	Hill,	of Heard,
Dixon, of Macon,	Howard, of Bartow,	McLendon,
Dodson,	Howard, of	McWhorter,
Durham,	Lumpkin,	of Greene,

McWhorter, of	Reese,	Sumner,
Oglethorpe,	Ridley,	Swann,
Mitchell, of	Robertson, of	Thomas,
Gwinnett,	Walton,	Tucker,
Montgomery,	Rogers,	Umphrey,
Peebles,	Sale,	Watkins,
Peeples,	Sharp,	Wilkerson,
Pickett,	Simms, of Newton,	Winningham,
Pottle,	Stallings,	Woods, of Floyd,
Quillian,	Stapleton,	Woods,
Ragsdale,	Stanfield,	of Morgan.
Redwine,	Stanton,	

Yeas 42; nays 60. So the motion was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill to so far modify the laws against lotteries as to enable William W. Boyd, Thomas W. Candler and A. B. Reagan, of the city of Atlanta, State of Georgia, to adopt a scheme to raise money for the purpose of building a home for and supporting indigent widows and orphans, the home to be called the Masonic Orphans' Home.

A bill to authorize suits to be brought against any railroad or express company in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said railroad or express company may have a place of business and an officer or agent.

A bill to amend the several acts in relation to the City Court of Savannah.

A bill to incorporate the Albany & Atlantic Railroad Company.

A bill to amend the several acts in relation to the City Court of Savannah.

The Senate recede from their amendment to the bill of the House of Representatives to authorize administrators to perfect titles in certain cases.

The Senate also recede from their fourth amendment to the bill of the House of Representatives to change the time for holding the Superior Courts for the county of Richmond, and for other purposes.

The Senate insists upon their amendments to the bill of the House of Representatives to lay and collect a tax for the support of the Government for the year 1867, and for other purposes.

The Senate have disagreed to the following resolutions of the House of Representatives, to-wit:

A resolution requesting the Governor to appoint a committee of physicians to inspect Dr. Bly's artificial limbs.

A resolution in relation to inspectors of timber.

The Senate have agreed to the following resolution, in which they ask the concurrence of this branch of the General Assembly, to-wit :

A resolution commendatory of the "Southern University Series" of school text books.

The Senate have passed the following bills of the House of Representatives, to-wit :

A bill to amend the 1971st and 1973d sections of the Code of Georgia.

A bill for the relief of G. W. Pucket, of the county of Cherokee.

A bill to incorporate the Villa Rica Mining Company.

A bill concerning the advertisement of sheriffs sales.

A bill to regulate the fees of Justices of the Peace in certain cases therein specified.

A bill to alter and change the time of holding the Superior Courts in the counties of the Blue Ridge Circuit of this State.

A bill to define and regulate the laws governing the twelve months' allowance for the support of widows and children.

A bill to change the time of holding the Superior Court of Lee county.

A bill to change the time of holding the County Court of Clay county.

A bill to make legal the sale of the Bainbridge Academy Lot, and for other purposes.

A bill to amend an act entitled an act to incorporate Cotton Hill Male and Female Seminary, in the village of Cotton Hill, Clay county, and to appoint trustees for the same, approved March 6th, 1856.

A bill to authorize the County Judge of Chatham county to take the list of persons subject to jury duty from the Receiver's Digest of taxes, made in the year 1866, the City Registry, and to put such persons in the jury box who are subject to jury duty and who are not on the Digest or City Registry, and for other purposes.

A bill to incorporate the Van Wert Quarrying and Mining Company.

A bill to authorize the Justices of the Inferior Court of the county of Lowndes to issue bonds of said county to raise money to build a court house and jail in said county, and for other purposes therein mentioned.

A bill to legalize marriages by colored ordained ministers of the Gospel; and, also, to authorize such colored ordained ministers, or ministers of African descent, to solemnize future

marriages between freedmen and freedwomen of African descent only.

A bill to authorize bailiffs to summon grand and petit jurors in certain cases, and for other purposes.

A bill to provide a mode to furnish transportation to soldiers in traveling to and from their homes to the places designated as places to supply maimed soldiers with a leg or an arm.

A bill to alter and change the 4249th and 4250th paragraphs of the Code of Georgia.

The Senate have also agreed to the following resolutions of the House of Representatives, to-wit :

A resolution recommending the Governor to pardon Charles W. Crumley, a convict.

A resolution of thanks to the people of Kentucky, for their liberal donation to the destitute poor of the State of Georgia.

A resolution in relation to the Reserved Lands.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled and signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to incorporate the Allatoona Mining and Manufacturing Company.

An act to pardon Creed T. Wise, a convict in the Penitentiary of Georgia, for murder.

An act to donate the Okefenokee swamp lands, belonging to the State of Georgia, as a permanent endowment to the Georgia State Orphan Home.

An act to incorporate the Chenubbee Manufacturing Company.

An act to incorporate the town of Tebeauville, in the county of Ware, and to provide for the election of commissioners of the same.

An act to prevent persons bathing in streams or other waters on the Sabbath day, on roads leading to and from places of religious worship.

An act to add an additional section to the 4th division, part 4th, title 1st, of the Penal Code.

An act to continue in force and amend an act entitled an act to incorporate the town of Fairburn, in the counties of Fayette and Campbell, approved 17th February, 1854.

An act to alter and amend an act entitled an act to incorporate in the State of Georgia, an insurance company, to be called the Great Southern Insurance Company, assented to December 17th, 1861.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed the bill of the

House of Representatives, to raise a revenue for the political year 1867, to appropriate money for the support of the government, and for other purposes, with certain amendments, in which they respectfully invite the concurrence of this branch of the General Assembly.

Mr. MOSES, Chairman of the Committee on the Judiciary, submitted the following report :

*Mr. Speaker :* The Committee on the Judiciary have had under consideration the following bills, to-wit :

A bill to be entitled an act to amend the Homestead Law. The committee having reported upon a similar bill, recommend this bill do not pass.

Also, a bill to be entitled an act to amend section 3d, article 4th, of the Revised Code of Georgia. A substitute for a Senate bill of the same character has been recommended, therefore recommend this do not pass.

Also, a bill to be entitled an act to amend the 2013th section of the Code of Georgia : recommend it do not pass for the same reasons as given above.

Also, a bill to be entitled an act to relieve Helen Lapham, formerly Helen Chaffin, from the legal disability to contract the marriage relation : recommend it do not pass.

R. J. MOSES,

*Chairman Judiciary Committee.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate adhere to their disagreement to the amendments of the House of Representatives to the bill of the Senate to educate indigent maimed soldiers of Georgia, and to provide the necessary means for the same, and respectfully ask for a committee of conference as to the disagreements between the two Houses, and have appointed as the committee on their part, Messrs. Thornton and Butler.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to authorize the confinement of convicts in the jails, and prescribe the manner of determining the compensation of jailors thereof.

An act to alter and change the time of holding semi-annual sessions of the County Court, of Columbia county.

An act to allow disabled soldiers in this State to peddle without license.

An act to except the county of Worth from the operations of section 586, exempting road hands from being compelled to work on roads more than three miles from their residence.

An act to repeal all laws forbidding aliens to hold and own lands in Georgia.

An act to remit the tax upon liquors for the first quarter of the year 1866, and for other purposes.

An act to amend section 980 of the Code of Georgia, by striking out the words "of which he is a resident," after the words Congressional District, in said section.

An act to change the place of holding legal sales in the county of Muscogee.

An act for the relief of James H. Holland, of the county of Jackson.

An act to incorporate the Iron and Mining Company, of Dade county, Georgia.

An act to incorporate the Lewis Manufacturing and Mining Company.

An act to authorize the redemption of a certain part of the bonds of the State of Georgia.

An act to extend the provisions of section 4220 of the Code, to all cases in which the penalty of death is prescribed.

An act for the relief of Martha A. Britt, of the county of Crawford.

An act to authorize the Central Railroad and Banking Company of Georgia, to change the line of its railroad track, on certain conditions.

An act to punish insurrection or attempt at insurrection, by the convicts of the Penitentiary and chain gang.

An act to authorize the Inferior Court of Bibb county to issue their bonds for the purpose of raising funds to build a new court house and jail.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to amend an act to incorporate the Augusta & Summerville Railroad Company, approved March 20th, 1866.

A bill to consolidate the offices of Treasurer and Steward of the Lunatic Assylum, and to define the duties of said officer.

A bill to incorporate the town of Attapulugus, in the county of Decatur, and to provide for the election of commissioners for the same.

The Senate have passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to make it penal to fish or hunt on the enclosed lands in the counties of Burke, Chatham, Stewart, Muscogee,



Lowndes, Liberty, Campbell, Jefferson, Troup, Glynn, Hancock, Glasscock, Elbert, Bryan, Oglethorpe, Fulton, Early, Wilkinson.

A bill to incorporate the Gainesville and Dahlonega Railroad Company, and for other purposes.

The Senate have also passed by a constitutional majority, yeas 19, nays 3, the following bill of the House of Representatives, to-wit :

A bill to incorporate the Atlanta Depository.

The Senate have rejected the following bills of the House of Representatives, to-wit :

A bill to amend an act entitled an act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late Clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866.

A bill authorizing the incorporation of homestead or building associations in this State.

A bill to incorporate the Fulton Savings Bank.

The House took up the special order, to-wit: the report of the committee on the bill to regulate the manner in which the Penitentiary shall be managed, and to provide for farming out the same.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the Senate amendments to the bill to provide for raising a revenue for the political year 1867, and to appropriate money for the support of government during said year, and to make certain special appropriations, etc.

The 1st, 2d, 3d, 5th, 6th, 7th, 8th, 9th, 10th, 11th, 12th, 13th, 14th, 15th amendments were agreed to. The 4th and 16th amendments were disagreed to.

The House took up the Senate amendments to the bill to levy and collect a tax for the support of the government during the year 1867, which the House had disagreed to, and receded from its disagreement thereto.

The Senate amendments to the following bills were concurred in, to-wit :

A bill to incorporate the Gainesville & Dahlonega Railroad Company, etc.

A bill to provide a mode to furnish transportation to soldiers in traveling to and from their homes to the places designated as places to supply maimed soldiers with a leg or an arm.

A bill to incorporate the Van Wert Quarrying & Mining Company.

The House took up the amendments of the House to the Senate bill to educate the indigent maimed soldiers of Geor-

gia, and to provide the necessary means for the same, and adhered to its amendment, and invoked a committee of conference on the same, and appointed, on the part of the House, Messrs. DuBose, Lawson and Baker.

The House took up the Senate bill to amend the law in regard to effecting service of bills in equity, to marshal the assets of estates of deceased persons, which had been amended in the House, and the Senate had disagreed thereto.

The House adhered to its amendment, and appointed a committee of conference on the same, consisting of Messrs. Pottle, Stewart and Bulloch.

The House took up the report of the committee on the Senate bill to incorporate the Savings Bank of Forsyth.

The report was agreed to, the bill was read the third time, and a two-third vote being necessary to its passage, the yeas and nays were required to be recorded, and resulted in yeas 76 and nays 13.

Those voting in the affirmative are Messrs.

Alexander,	Hockenhull,	Redwine,
Asbury,	Hudson,	Rhodes,
Atkinson,	Jones, J. B.,	Ridley,
Baker,	of Burke,	Robinson,
Bennett,	Kibbee,	of Laurens,
Boyd,	Lawson,	Rogers,
Bragg,	McCullough,	Russell,
Brown, of Houston,	McCutchen,	of Chatham,
Bulloch,	McComb,	Russell, of Muscogee,
Burch,	McDowell,	Sale,
Cabaniss,	of Heard,	Sharp,
Colley,	McDowell, of Pike,	Shaw,
Dodson,	McLendon,	Sims, of Bartow,
Dodds,	McWhorter, of	Smith, of Hancock,
Durham,	Greene,	Stallings,
DuBose,	McWhorter,	Stapleton,
Edge,	of Oglethorpe,	Starr,
Fincannon,	Morrow,	Stewart,
French,	Mitchell, of	Thomas,
Gartrell,	Thomas,	Usry,
Glenn,	Montgomery,	Wilburn,
Green,	Moses,	Willis,
Gunnells,	Peeples,	Williams, of Dooly,
Hand,	Pickett,	Wilkerson,
Harden,	Phillips,	Winningham,
Hill,	Pottle,	Woods, of Floyd,
Holliday,	Quillian,	Woods, of Morgan.
Howard,	Ragsdale,	
of Lumpkin,		

Those voting in the negative are Messrs.

Benson,	Dickson, of Walker,	Jones, J. J.,
Byrd.	Ellington,	of Burke,
Candler,	Hicks,	Umphrey,
Davenport,	Hughes, of Union,	Watkins.

Yeas 76; nays 13. So the bill was passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to change the times of holding the semi-annual terms of the County Court of Spalding county, and for other purposes.

A bill to change the name of the Georgia Air Line Railroad Company to the name of the New York & New Orleans Air Line Railroad Company, and to authorize it to consolidate in part or in whole with other railroads, so as to secure the transportation of passengers and freights through the State of Georgia.

A bill to incorporate the Savannah, Skidaway & Seaboard Railroad Company.

A bill to incorporate the Atlanta Mining & Land Company.

A bill to incorporate the town of McIntosh, at Indian Spring, in the county of Butts, and to amend an act passed 23d December, 1837.

A bill to authorize the City Council of Savannah to lay down and construct carriage railways in the streets of Savannah, and to operate and work the same either directly for the corporation of Savannah, or by contract or agreement with other persons, and for other purposes in the act mentioned.

A bill to authorize the Inferior Courts of Thomas and Mitchell to issue bonds for the purpose of taking stock in the South Georgia & Florida Railroad.

A bill to incorporate the Buena Vista Manufacturing Company in the county of Baldwin.

A bill to make permanent the county site of Bulloch county, and to incorporate the same, and for other purposes.

A bill to incorporate the Bartow Foundry and Manufacturing Company in the county of Bartow, and to define the rights, privileges and liabilities of the same.

A bill to repeal an act entitled an act to add lot of land No. 46, in 30th district originally Lee, now Schley, to the county of Sumter, assented to April 13th, 1863.

The Senate have passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to make it a misdemeanor to hunt with fire-arms or

a dog or dogs, on the Sabbath day, in certain counties in this State therein named.

A bill to incorporate the Atlanta Manufacturing and Mining Company.

The House took up the Senate amendment to the bill to make it penal to fish or hunt on enclosed lands in certain counties, etc., and concurred in the same.

The Senate bill to amend an act entitled an act for the relief of the people of Georgia, etc., was indefinitely postponed.

Also, the Senate bill to amend section 3401 of the Code, by inserting certain words therein.

Mr. McCULLOUGH, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following act, to-wit:

An act to so far modify the laws against lotteries as to enable William W. Boyd, of the city of Atlanta, State of Georgia, and Mrs. William Wilson, widow of Colonel W. T. Wilson, 7th Georgia, Mrs. Mary Ann Williams, Mrs. Phoebe Pember, Mrs. Charles D. Pearson, Mrs. Rosa De Lamry, Mrs. Sarah Doles, or so many of them as may accept the same, a majority of whom shall receive the powers herein granted, to adopt a scheme to raise money for the purpose of building a home for and supporting indigent widows and orphans, the home to be called the Masonic Orphans' Home.

The House took up the report of the committee on the bill to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill for the pardon of John McMahon, a convict now confined in the Penitentiary, which, on motion, was indefinitely postponed.

On motion, the House took a recess until 3 o'clock, P. M.

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THREE O'CLOCK, P. M.

The House reassembled.

Leave of absence was granted to Mr. WOMBLE, of Upson, and Mr. HODGES, of Butts, on account of sickness.

The House took up the report of the committee on the bill from the Senate in relation to the New Orleans, Mobile and Chattanooga Railroad Company, of the State of Ala-



A bill to alter and amend the second section of an act entitled "An Act to alter and amend an act incorporating the trustees of Christ Church, in the city of Augusta, and to change the name thereof to the First Presbyterian Church of the city of Augusta, assented to December 29th, 1836.

A bill to amend an act entitled an act to amend the act incorporating the city of Thomasville, and to grant certain privileges to the same, approved March 6th, 1856, so far as regards the first section of said act.

A bill to change the line between the counties of Baker and Early.

A bill to authorize the Southern and Western Fire, Marine and Accident Insurance Company, of New Orleans, to establish branches in the State of Georgia.

A bill to extend the provisions of an act entitled an act to amend several acts now in force regulating the fees of magistrates and constables in this State, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and provide the mode of collecting the same, approved January 22d, 1852, so as to include the magistrates and constables of the county of Muscogee, and to provide for the collection of the same.

A bill to alter and change the line between the counties of Walker and Chattooga.

A bill to authorize the making of parties in certain cases therein mentioned.

A bill to add an additional section to an act amendatory of the law relating to the establishment of lost papers, approved 7th March, 1866.

A bill to incorporate the town of Resaca, in the county of Screven, to appoint commissioners for the same, and for other purposes.

A bill to incorporate the Kellog Gold Mining and Manufacturing Company.

A bill to alter and amend section 1377 of the Code of this State.

A bill to alter and amend the oath of retail venders of spirituous liquors.

A bill to alter and fix the times for holding the Superior Courts in the counties of Colquitt, Lowndes, Brooks and Thomas.

A bill to amend an act entitled an act to incorporate the Savings Bank of Augusta, approved 21st March, 1866.

A bill to change the time of holding the Court of Ordinary in the county of Terrell.

A bill to change the line between Lowndes and Echols, and for other purposes.

A bill to amend an act entitled an act to alter and amend the Penal Code, approved March 20th, 1866.

A bill to alter and amend an act to incorporate the Washington Institute, a high school organized by an association of Baptist churches, known as the Washington Association, and located in Hancock county, and for other purposes.

A bill to authorize the Inferior Court of Echols county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

A bill to incorporate the Flat Shoals Manufacturing Company, in the counties of Meriwether and Pike.

A bill to authorize guardians, administrators, executors and all other persons acting in a fiduciary capacity, to compromise all doubtful debts, when the best interests of the parties thus represented will thereby be promoted.

A bill to amend the 1453d section of the Code of Georgia, so far as to authorize the corporate authorities of the city of Brunswick to appoint commissioners of pilotage for St. Andrew's Bar and the Great and Little Satilla rivers.

A bill to amend sections 2014, 2015, 2016, 2017 and 2020 of the Code, and for other purposes.

A bill to amend the 3621st section of the Code of Georgia.

A bill to compensate clerks in Meriwether county.

A bill to regulate the payment and collection of jury fees in the county of Clinch.

A bill to amend an act entitled an act authorizing the arrest by the Marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, all persons violating the laws passed by the commissioners of said village, against drunkenness and other gross and immoral conduct.

A bill to amend the 3333d and 3334th sections of the Code of the State of Georgia.

A bill to change the name of the Young America Fire Company of the city of Savannah, and for other purposes.

A bill to authorize the Justices of the Inferior Court of Chatham county to require the attendance of the Justices of the Peace at elections, and for other purposes.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to allow defendants to be witnesses in certain cases therein mentioned.

A bill to approve the consolidation of certain railroad companies therein named, and to authorize the consolidated company to adopt a corporate name.

A bill to increase the fees of jailors for dieting prisoners in the county of Chattahoochee.

The Senate have concurred in the amendments of the House of Representatives to the following bills of the Senate, to-wit:

A bill to provide for education, and to establish a general system of Georgia schools.

A bill to continue in force an act, approved December 27th, 1847, entitled an act to incorporate the Atlanta & LaGrange Railroad Company.

A bill to incorporate the Southern Railroad Company. \*

The Senate have also passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of this branch of the General Assembly, to-wit :

A bill to enable the city of Columbus to maintain a public school in said city, and to use the lot known as the Female Academy lot and building for the same.

A bill for the relief of A. Carnes and S. W. Peck, of the county of Cherokee.

The Senate have receded from their 8th amendment, and insist upon their 4th and 16th amendments to the following bill of the House of Representatives, to-wit :

A bill for raising a revenue for the political year 1867, and to appropriate money for the support of the government during said year, and to make certain special appropriations, and for other purposes therein mentioned.

I am instructed by the Senate to ask of the House of Representatives the return of the bill of the House to amend an act to appropriate money to pay D. B. Sanford, Esq., to bring up the unfinished business of the late Clerk of the Supreme Court, approved March 6th, 1866, the same having been disposed of by the Senate through inadvertance.

Mr. McCULLOUGH, Chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to amend an act incorporating the Planters' Loan and Banking Association, approved 27th March, 1866.

An act to incorporate the Albany & Atlantic Railroad Company.

An act for the relief of James C. Adams and James M. Hall, of the county of Pike.

An act to amend an act entitled an act to incorporate the Sweetwater Manufacturing Company of the county of Campbell, and to incorporate the Augusta Quoit Club, approved December 21st, 1849.

An act to regulate the building and repairing of party and other walls and fences in the city of Savannah, to declare the rights of lot owners in respect thereto, and to give the City Council of Savannah authority to make rules and regulations in the premises.

An act to protect the rights of married women in this State.



An act declaratory of the force and effect of the stay laws of this State in reference to taxation by municipal corporations.

An act to make valid the tax levied by the Inferior Court of Randolph county, for county purposes for the year 1866.

An act to alter and amend an act entitled an act to incorporate the Madison Petroleum Company of Georgia.

An act to authorize suit to be brought against any railroad or express company in this State, and against the Superintendent of the Western & Atlantic Railroad, in any county in which said railroad or express company may have a place of business and an office or agent.

An act to pay the jury fees, in the county of Worth, to the jury, by the plaintiff or appellant, and authorize the Inferior Court of said county to assess and collect an extra tax in said county, to pay juries petit, seventy-five cents, and grand, one dollar per day.

An act to regulate the manner in which the Penitentiary shall be managed, and to provide for farming out the same.

The House took up the report of the committee on the bill to amend an act entitled an act to incorporate the Baptist Church of Christ, at Macon, and to appoint trustees for the same, approved December 3d, 1851.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to incorporate the Lumpkin Chestatee Minipg Company, and for other purposes.

The report was agreed to, the bill was read the third time and passed.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have disagreed to the amendment of the House of Representatives to the following bill of the Senate, to-wit:

A bill to incorporate the Savings Bank of Forsyth.

The Senate have reconsidered and passed the following bill of the House of Representatives, to-wit:

A bill to amend an act entitled an act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866.

The Senate have agreed to the report of the committee of conference appointed to consider the disagreement between the two Houses on the bill of the Senate to educate indigent maimed soldiers of Georgia, and to provide the necessary means for the same; which recommend that the House do

recede from its amendment to the first section, and that the Senate do adopt the second amendment of the House of Representatives, which was the amendment to the last section of the bill.

The House took up the report of the committee on the Senate bill to repeal section 2194 of the Code.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill to increase the fees of Clerk of the Superior Court, Ordinary and Sheriff of the county of Baldwin.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the bill from the Senate to encourage telegraphic communication between the State of Georgia and the Bahamas and West India Island.

The report was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize the levy and collection of an extra tax in the county of Richmond by the Justices of the Inferior Court upon the recommendation of the grand jury of said county.

The report of the committee was agreed to, the bill was read the third time and passed.

The House took up the report of the committee on the Senate bill to authorize Banner Thomas, of Pierce county, guardian of William Gye and James A. Stanfield, of Tatt-nall county, Georgia, guardian for Allen R. Strickland, of Liberty county, to deliver to said wards the property in their possession belonging to them, etc., which, on motion, was indefinitely postponed.

Also, the Senate bill to change section 3543 of the Code of Georgia.

Also, the Senate bill to compel persons holding claims against this State entered into or arising at any time from 1st January, 1861, to 25th June, 1866, passed upon by the Court.

The House took up the Senate amendment to the resolution in relation to Wellborn's Pamphlet of Public Laws, and concurred in the same.

The House disagreed to the Senate amendment to the resolution requesting the Governor to subscribe for two hundred and fifty copies of the Digest of the Decisions of the Supreme Court, prepared by A. O. Bacon.

The House took up the resolution in relation to subscribing

for the Code prepared by Hon. David Irwin—for which the Finance Committee had reported a substitute.

The substitute was received and adopted.

The House took up the House amendment to the Senate bill to incorporate the "Savings' Bank of Forsyth," and receded therefrom.

Also, concurred in the Senate amendment to the bill to incorporate the Atlanta Manufacturing and Mining Company.

Also, concurred in the Senate amendment to a bill for the relief of A. Carnes and S. W. Peek, of the county of Cherokee.

Also, concurred in the Senate amendment to the bill to enable the city of Columbus to maintain a public school in said city, and to use the lot known as the Female Academy lot and building for the same.

The House adhered to its disagreement to the Senate's fourth amendment to the general appropriation bill, and receded from its disagreement to the last Senate amendment.

Mr. McCULLOUGH, Chairman of the Committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts and resolution, to-wit:

An act to define and regulate the laws governing the twelve months' allowance for the support of widows and children.

Also, an act concerning the advertisement of sheriffs' sales.

Also, an act to legalize marriages by colored ordained ministers of the Gospel, and, also, to authorize such colored ordained ministers, or ministers of African descent, to solemnize future marriages between freedmen and freedwomen of African descent only.

Also, an act to alter and change the 4249th and 4250th paragraph of the Code of Georgia.

Also, an act to change the time of holding the Superior Court of Lee county.

Also, a resolution recommending the Governor to pardon Charles W. Crumley, a convict.

Also, a resolution in relation to the Reserved Lands.

Also, an act to authorize bailiffs to summon grand and petit jurors in certain cases, and for other purposes.

Also, an act incorporating the Island Manufacturing Company in the county of Bartow, on the Etowah river.

Also, a resolution of thanks to the people of Kentucky for their liberal donation to the destitute poor of the State of Georgia.

Also, an act to change the time of holding the County Court of Clay county.

Also, an act to change the time of holding the Superior

Courts for the counties of Richmond and Emanuel, and for other purposes.

Also, an act to alter and change the time of holding the Superior Courts in the counties of the Blue Ridge Circuit, of this State.

Also, an act to authorize the Justices of the Inferior Court of the county of Lowndes to issue bonds of said county to raise money to build a court house and jail in said county, and for other purposes therein mentioned.

Also, an act for the relief of G. W. Pucket, of the county of Cherokee.

Also, an act to amend an act entitled an act to incorporate Cotton Hill Male and Female Seminary, in the village of Cotton Hill, Clay county, and to appoint trustees for the same, approved March 6th, 1856.

Also, an act to amend the 1971st and 1973d sections of the Code of Georgia.

Also, an act to regulate the fees of Justices of the Peace, in certain cases therein specified.

Also, an act to authorize the County Judge of Chatham county, to take the list of persons subject to jury duty, from the Receiver's Digest of taxes, made in the year 1866, the City Registry, and to put such persons in the jury box who are subject to jury duty, and who are not in the Digest or City Registry, to throw out the present jury tickets and to make new ones and place them in the box, and for other purposes.

Also, an act to authorize administrators to perfect titles in certain cases.

Also, an act to amend an act to incorporate the Augusta & Summerville Railroad Company, approved March 20th, 1866.

Also, an act to make legal the sale of the Bainbridge Academy lot, and for other purposes.

Also, an act to incorporate the Atlanta Depository.

Also, an act to change the name of the Georgia Air Line Railroad Company to the name of the New York & New Orleans Air Line Railroad Company, and to authorize it to consolidate in part or in whole, with other railroads, so as to secure the transportation of passengers and freight through the State of Georgia.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have agreed to the following resolution, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A resolution authorizing and requiring the Governor to purchase carpeting for the capitol, and for other purposes.

The Senate have passed the following bills of the House of Representatives, to-wit:

A bill to amend section 3530 of the Code of Georgia.

A bill to amend section 3624 of the Code of Georgia.

The Senate have passed the following bills of the House of Representatives, with amendments, in which they invite the concurrence of the House, to-wit:

A bill to amend the Penal Code.

A bill to incorporate an insurance company, in the city of Bainbridge, to be called the National Insurance Company.

The Senate have rejected the following bill of the House of Representatives, to-wit:

A bill to amend the laws of this State so as to authorize commissioners appointed by the Ordinary to set apart the year's support to which widows and children of deceased persons are entitled under existing laws, to pass upon and adjust equities of the parties to such application as between them and the estate from which said support is sought.

The House concurred in the Senate amendment to the bill to make it a misdemeanor to hunt with fire-arms or a dog or dogs, on the Sabbath day, in certain counties therein named.

The House took up the report of the committee on the Senate bill to legalize the sale and conveyance of lands by Julia A. Burnsidess, administratrix on the estate of Thomas Burnsidess, late of Clayton county, deceased, pending the consideration thereon the House, on motion, took a recess until 7 o'clock, P. M.

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SEVEN O'CLOCK, P. M.

The House re-assembled, and took up the unfinished business.

The report of the committee was agreed to, the bill was read the third time and passed.

Mr. POTTLE, from the committee appointed to take into consideration the disagreements in reference to the amendments of the House of Representatives, to the bill of the Senate to amend the law in regard to effecting service of bills in equity to marshal the assets of deceased persons, report that the committee recommend that each House adopt the following amendments in lieu of the amendments of the House of Representatives, to-wit:

Strike out all after the word "same," in the 20th line of the 1st section, and insert the words "the clerk charging to

the plaintiff such fees as the existing laws now authorize the clerk to charge ; provided that such defendants as may be designated by the Judge, sanctioning the bill, shall be served as required by existing laws ;" and by adding thereto the following section, to-wit :

*Be it enacted, further,* That it shall be lawful, on application of any of the complainants, for the clerk at any time to insert in such bill, subpoena and injunction, the name of any defendant that may have been omitted, and service perfected in manner aforesaid shall be of the same effect and operate in the same manner as though such defendant's name had been inserted in the original bill.

WM. T. VANDUZER,  
*Chairman Senate Committee.*

E. H. POTTLE,  
*Chairman House Committee.*

Which report was concurred in by the House.

Mr. BAKER, from the Committee of Conference, to whom was referred the disagreement of the Senate and House of Representatives upon a bill to be entitled an act to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same, have had the same under consideration, and recommend that the House recede from its amendment to the first section, and that the Senate adopt the second amendment of the House, which is an amendment to the last section.

Report concurred in.

The House took up the report of the committee of conference on the Senate bill to amend the law in regard to effecting service of bills in equity to marshall the assets of deceased persons, and concurred in the same.

The House took up the report of the committee of conference upon the bill to educate the indigent maimed soldiers of Georgia, etc., and concurred in the same.

The House took up the Senate amendment to the bill to amend the Penal Code, and concurred in the same.

The House took up the amendments of the Senate to the bill to incorporate an insurance company in the city of Bainbridge, to be called the National Insurance Company, and concurred in the same.

The House took up the resolution in relation to requesting Congress to reduce the tax on tobacco, which was read and lost.

The House took up the resolution in relation to change bills issued by the Superintendent of the Western & Atlantic Railroad, which was read and adopted.

The House took up the resolution requesting the Governor

to pardon Pinckney A. Lewis, which, on motion, was indefinitely postponed.

The House took up the resolution requesting Congress to establish an assayers office in the city of Atlanta, which was read and adopted.

The House took up the resolution relative to the accounts of B. B. Amos, late State agent of the Western & Atlantic Railroad, which was read and adopted.

The House took up the resolution requesting that the local agents of the Western & Atlantic Railroad be placed upon the same footing as other officers as to rates of pay, which, on motion, was indefinitely postponed.

The resolution requesting a roll of officers and soldiers from Georgia who were in the late war, etc., which, on motion, was indefinitely postponed.

Mr. McCULLOUGH, chairman of the Enrolling Committee, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit:

An act to amend an act entitled an act to establish a permanent board of education for the city of Savannah, and to incorporate the same, and for other purposes, approved March 21st, 1866, and to change the name and extend the authority and powers of the said board, and for other purposes.

An act to continue in force an act, approved December 27th, 1847, entitled an act to incorporate the Atlanta & LaGrange Railroad Company.

An act to authorize the owners of lands lying on Middle river, in the county of Banks, to remove obstructions from the same, and for other purposes.

An act to amend the several acts in relation to the City Court of Savannah.

An act to extend the aid of the State to the Savannah, Griffin & North Alabama Railroad, and for other purposes.

An act to declare the force and effect of a certain bond executed by the State of Georgia through Campbell Wallace, Superintendent of the Western & Atlantic Railroad, and John Jones, Treasurer of said State, on the first day of April, A. D., 1866, and to make said bond valid for the purchase therein set forth as now understood and agreed by the parties.

An act to incorporate the Southern Railroad Company.

An act to declare certain persons competent witnesses as in the act set out, and for other purposes.

An act to declare the force and effect of certain laws and to declare the duty of sheriffs and other ministerial officers, and to relieve them from liability in such cases.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate adhere to their amendment to the second section of the bill of the House of Representatives to raise a revenue for the political year 1867, and to appropriate money, and for other purposes, and respectfully invite a committee of conference upon the disagreements between the two Houses.

The Senate have appointed on their part a committee consisting of Messrs. Thornton and VanDuzer.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have agreed to the report of the committee of conference appointed to consider the disagreements between the two Houses on the bill of the Senate to amend the law in regard to affecting service of bills in equity to marshall the assets of the estates of decaased persons.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* The Senate have passed the bill of the House of Representatives for the relief of Nancy E. Hancock.

The Senate have passed the bill of the House of Representatives to enable married women to renounce their right to dower and twelve months' support in and from real estate mortgaged to loan and building associations, with an amendment, in which they invite the concurrence of this branch of the General Assembly.

The Senate have agreed to the joint resolution of the House of Representatives in reference to the Code revised by Hon. David Irwin.

The Senate recedes from their amendment to the resolution in reference to the Digest of the Decisions of the Supreme Court prepared by A. O. Bacon, Esq.

The Senate have concurred in the amendment of the House of Representatives to the bill of the Senate in relation to the New Orleans, Mobile and Chattanooga Railroad Company.

The Senate have passed the following bill of the House of Representatives, with amendment, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A bill to give landlords a lien upon the crops of tenants, for stock, farming utensils and provisions furnished such tenants for the purpose of making their crops.

The Senate have rejected the following bills of the House of Representatives, to-wit:

A bill to amend an act entitled an act to define and regulate court contracts, and to prescribe the manner of enforcing the same in the County Courts.

A bill for the relief of John N. Sligh, of the county of



Paulding, and D. A. Bishop and Paula Johnson, securities on the bonds of Robert Hendrix, indicted in Bartow Superior Court for simple larceny.

Mr. RUSSELL, of Muscogee, offered the following :

*Resolved*, That a committee of three be appointed to meet a committee of the Senate to explain the fact that this House refuses to entertain the amendment of the Senate to pay certain Judges, in the general appropriation bill.

Which, on motion, was adopted.

The committee appointed under the above resolution are Messrs. Russell, of Muscogee, DuBose and Pottle.

The resolution requesting Congress to pass a general bankrupt law, was indefinitely postponed.

The House took up the Senate resolution requesting the Governor to issue his proclamation in reference to the line between the State of Georgia and Florida.

Mr. BAKER, of Lowndes, offered a substitute for said resolution, which was lost.

On motion of Mr. GARTRELL, of Cobb, chairman of the Committee on the State of the Republic, the House resolution on the same subject was taken up and substituted for the Senate resolution, which was read and adopted.

The resolution relating to a new site for a penitentiary, and for other purposes, which was submitted by the special Committee on the Penitentiary, as a substitute for the bill on that subject, was indefinitely postponed.

The House took up the Senate amendment to the bill to give landlords a lien upon the crops of tenants, for stock, farming utensils and provisions furnished such tenants for the purpose of making a crop, and concurred in the same, with an amendment.

The Senate resolution authorizing and requiring the Governor to purchase carpeting for the capitol, and for other purposes, was indefinitely postponed.

The Senate resolution appointing a committee to examine and report upon a work on Parliamentary Laws, prepared by John B. Weems, Esq., was amended, and as amended agreed to.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker* : The Senate have disagreed to the resolution of the House of Representatives for the appointment of a joint committee to explain why the House will not entertain a certain amendment to the general appropriation bill.

The Senate have agreed to a resolution renewing their request that the House of Representatives appoint a com-

mittee of conference in relation to the disagreements between the two houses on the general appropriation bill.

The Senate resolution in reference to the issuing of new bonds for coupons now due on the sterling bonds issued in 1838 and due in 1868, was read and adopted.

The Senate resolution authorizing the Superintendent of the Western & Atlantic Railroad to establish through rates on freights to Rome, Georgia, was agreed to with an amendment.

The Senate resolution commendatory of the Southern University series of school text books, was read and agreed to.

The Senate resolution to secure a prompt distribution of the Laws and Journals of the General Assembly was agreed to.

The Senate resolution in reference to the McIntosh Reserve and other reserves, was taken up, read and agreed to.

On motion, the House adjourned until 9 o'clock to-morrow morning.

FRIDAY, December 14th, 1866,  
9 o'clock, A. M.

THE HOUSE met pursuant to adjournment, and was opened with prayer by the Chaplain.

Mr. GLENN moved a reconsideration of so much of the Journal of yesterday as relates to the action of the House upon the bill for the pardon of John McMahon.

The previous question was called and sustained. The motion to reconsider was lost.

The House took up the bill to extend the aid of the State by the endorsement of the bonds of the Muscogee Railroad Company, in order to enable said company to effect a connection with Barnesville, which had been vetoed by the Governor, and a two-thirds vote being necessary to its passage over the veto, the yeas and nays were required to be recorded, and resulted in yeas 47 and nays 41.

Those voting in the affirmative are Messrs.

Atkinson,	Davenport,	Green,
Brown, of Houston,	Dixon, of Macon,	Gross,
Brock,	Dodds,	Gunnells,
Bulloch,	Durham,	Harden,
Byington,	Fincannon,	Hill,
Cabaniss,	French,	Howard,
Dart,	Gibson,	of Lumpkin,

Hockenhull,	Moses,	Stewart,
Johnston,	Moughon,	Swann,
of Forsyth,	Phillips,	Tench,
McDowell,	Ragsdale,	Thomas,
of Heard,	Redwine,	Tucker,
McDowell,	Russell,	Wilburn,
of Pike,	of Muscogee,	Willis,
McWhorter,	Shaw,	Williams,
of Oglethorpe,	Smith, of Clinch,	of Bulloch,
Mitchell,	Stallings,	Winningham.
of Gwinnett,	Starr,	

Those voting in the negative are Messrs.

Boyd,	Johnson, of Henry,	Rogers,
Bragg,	McCullough,	Sale,
Brown, of Early,	McCutchen,	Sims, of Bartow,
Byrd,	McComb,	Smith, of Hancock,
Candler,	McLendon,	Speer,
Dickson, of Walker,	Morrow,	Stapleton,
Dodson,	Montgomery,	Stanfield,
Ellington,	Peebles,	Umphrey,
Evans,	Pottle,	Watkins,
Glenn,	Quillian,	Wicker,
Hargett,	Rhodes,	Williams, of Bryan,
Hicks,	Ridley,	Williams, of Dooly,
Hughes, of Union,	Robinson,	Wilkerson,
Jones, J. J.,	of Laurens,	Woods, of Floyd.
of Burke,		Woods, of Morgan.

Yeas 47 ; nays 41. So the bill was lost.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act to repeal section 2194 of the Code.

An act to authorize the levy and collection of an extra tax in the county of Richmond, by the Justices of the Inferior Court, upon the recommendation of the Grand Jury of said county.

An act to incorporate the Lumpkin Chestatee Mining Company, and for other purposes.

An act to increase the fees of the clerk of the Superior Court, ordinary and sheriff of the county of Baldwin.

An act to amend an act entitled an act to incorporate the Baptist Church of Christ, at Macon, and to appoint trustees for the same, approved December 3d, 1851.

An act to change the time of holding the Superior Courts in the counties of Floyd, Polk, Paulding and Campbell, of the Tallapoosa Circuit.

An act to incorporate the Savings Bank of Forsyth.

An act to legalize the sale and conveyance of lands by

Julia A. Burnside, administratrix on the estate of Thomas Burnside, late of Clayton county, deceased.

An act to educate the indigent maimed soldiers of Georgia, and to provide the necessary means for the same.

An act to amend the law in regard to effecting service of bills in equity, to marshal the assets of estates of deceased persons.

An act to encourage telegraphic communication between the State of Georgia and the Bahamas and West India Islands.

An act to provide for education and to establish a general system of Georgia schools.

Mr. RIDLEY, of Troup, offered the following resolutions, which were taken up, read and unanimously adopted :

*Resolved*, That the House of Representatives tender its thanks to the Honorable Thomas Hardeman, the Speaker of the House of Representatives, for the able, impartial, dignified, courteous and prompt manner in which he has presided over the deliberations of this body, during the present session of the General Assembly of the State of Georgia ; we also tender the same testimonial to the Hon. E. H. Pottle, Speaker *pro tem.*, and assure them that they bear from this Hall our highest admiration, kindest regards and best wishes.

*Resolved*, That this House tender its thanks to James D. Waddell, Clerk of the House of Representatives, and John B. Estes, Reading Clerk, and Henry F. Merrell, Journalizing Clerk of this House, for the prompt and active care in the full discharge of their arduous and laborious duties during this session of the General Assembly.

Mr. KIBBEE, from a committee on conference, submitted the following report :

The committee of conference, to whom was referred the disagreement of the two Houses upon the appropriation bill, beg leave to report :

That they acknowledge the justness of the claims presented by the Senate as amendatory of the House appropriation bill, but it having been the policy of both Houses to reject bills of like character, during the present session, and in consideration of the lateness of the session, the committee recommend that the Senate recede from its amendment.

B. A. THORNTON,  
*Chairman Senate Committee.*

C. C. KIBBEE,  
*Chairman House Committee.*

Agreed to 14th December, 1866 ; which, on motion, was taken up and agreed to.

Mr. GROSS, of Screven, offered the following resolution, which was taken up, read and adopted, to-wit:

*Resolved*, That the thanks of the House of Representatives are due, and are hereby tendered to our Messenger, Jesse Oslin, and our Door Keeper, L. J. Allred, for the prompt and courteous manner with which they have discharged their duties during the present session.

Mr. FRENCH, of Schley, offered the following resolution, which, on motion, was taken up, read and adopted, to-wit:

*Resolved*, That the Clerk of the House of Representatives and Secretary of the Senate be allowed fifteen days after the adjournment of the General Assembly, to bring up the unfinished business of this House.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker*: The Senate have concurred in the following resolution of the House of Representatives, to-wit:

A resolution relative to the accounts of B. B. Amos, late a freight agent of the Western & Atlantic Railroad.

The Senate have also concurred in the following resolution of the House of Representatives, with an amendment thereto, in which they invite the concurrence of this branch of the General Assembly, to-wit:

A resolution requesting Congress to appoint an Assayer.

The Senate have disagreed to the amendment of the House of Representatives to the bill of the Senate, to provide for the filling the office of Judges of the Superior Court and Solicitors General, in cases where, on the day fixed by the Constitution for said elections, there is no majority vote cast.

The Senate have also concurred in the amendments of the House of Representatives, to the resolution of the Senate in reference to the McIntosh Reserves.

The Senate have agreed to the report of the committee of conference in relation to the disagreements between the two Houses on the general appropriation bill.

The Senate have concurred in the amendment of the House of Representatives to the amendment of the Senate to the bill of the House of Representatives, to give to landlords a lien upon the crops of tenants for stock, farming utensils and provisions furnished such tenants for the purpose of making their crops.

The Senate have also concurred in the amendments of the House of Representatives to the resolution of the Senate in reference to a steam engine in possession of Superintendent

of Western & Atlantic Railroad, claimed by the administrator of James Sproulls.

The Senate have passed the bill of the House of Representatives, to create a new Judicial Circuit, to be called the Atlanta Circuit.

The Senate have concurred in the amendment of the House of Representatives to the following resolution of the Senate, to-wit :

A resolution appointing a committee to examine and report upon a work on Parliamentary law, prepared by John B. Weems, Esq.

Mr. McCULLOUGH, chairman of the committee on Enrollment, reported as duly enrolled and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts, to-wit :

An act to consolidate the offices of treasurer and steward of the Lunatic Asylum, and to define the duties of said officer.

Also, an act to change the name of the Young America Fire Company of the city of Savannah, and for other purposes.

Also, an act to amend section 2014, 2015, 2016, 2017 and 2020 of the Code, and for other purposes.

Also, an act to incorporate the Bartow Foundry and Manufacturing Company, in the county of Bartow, and to define the rights, privileges and liabilities of the same.

Also, an act to incorporate the town of Attapulcus, in the county of Decatur, and to provide for the election of commissioners for the same.

Also, an act to alter and change the line between the counties of Walker and Chattooga.

Also, an act to authorize the Inferior Courts of Thomas and Mitchell to issue bonds for the purpose of taking stock in the South Georgia and Florida Railroad.

Also, an act to change the times of holding the semi-annual terms of the County Court of Spalding county, and for other purposes.

Also, an act to amend the 1453d section of the Code of Georgia, so far as to authorize the corporate authorities of the city of Brunswick to appoint commissioners of pilotage for St. Andrews bar and the Great and Little Satilla rivers.

Also, an act to incorporate the Villa Rica Mining Company.

Also, an act to amend the 3621st section of the Code of Georgia.

Also, an act to incorporate the Atlanta Mining and Land Company.

Also, an act to alter and fix the times for holding the

Superior Courts in the counties of Colquitt, Lowndes, Brooks and Thomas.

Also, an act to authorize the Southern and Western Fire, Marine and Accident Insurance Company, of New Orleans, to establish branches in the State of Georgia.

Also, an act to compensate election clerks in Meriwether county.

Also, an act to regulate the payment and collection of jury fees in the county of Clinch.

Also, an act to change the line between the counties of Baker and Early.

Also, an act to incorporate the town of McIntosh, at Indian Springs, in the county of Butts, and to amend an act passed 25th December, 1837.

Also, an act to authorize the making of parties in certain cases therein mentioned.

Also, an act to amend an act entitled an act to alter and amend the Penal Code, approved March 20th, 1866.

Also, an act to repeal an act entitled an act to add lot No. 46, in 30th district originally Lee, now Schley, to the county of Sumter, assented to April 13th, 1863.

Also, an act to provide a mode to furnish transportation to soldiers in traveling to and from their homes to the place or places designated as places to supply maimed soldiers with a leg or an arm.

Also, an act to make permanent the county site of Bulloch county, and to incorporate the same, and for other purposes.

Also, an act to amend the 3333d and the 3334th sections of the Code of the State of Georgia.

Also, an act to authorize the Justices of the Inferior Court of Chatham county to require the attendance of the Justices of the Inferior Court of Chatham county to require the attendance of the Justices of the Peace at elections, and for other purposes.

Also, an act to alter and amend section thirteen hundred and seventy-seven (1377) of the Code of this State.

Also, an act to alter and amend the oath of retail vendors of spirituous liquors.

Also, an act to incorporate the Flat Shoals Manufacturing Company, in the counties of Meriwether and Pike.

Also, an act to levy and collect a tax for the support of the government for the year 1867, and for other purposes.

Also, an act to amend an act entitled an act to incorporate the Savings Bank of Augusta, approved 21st March, 1866.

Also, an act to incorporate the Van Wert Quarrying and Mining Company.

Also, an act to authorize the Inferior Court of Echols

county to regulate and prescribe the rates of ferriage in said county, and for other purposes.

Also, an act to change the line between Lowndes and Echols, and for other purposes.

Also, an act to change the time of holding the Court of Ordinary in the county of Terrell.

Also, an act to authorize guardians, administrators, executors, and all other persons acting in a fiduciary capacity, to compromise all doubtful debts when the best interest of the parties thus represented will thereby be promoted.

Also, an act to amend an act entitled an act authorizing the arrest by the marshal of the village of Sparta, without warrant, and the confinement in the common jail of the county of Hancock, all persons violating the laws passed by the commissioners of said village against drunkenness and other gross and immoral conduct.

Also, an act to extend the provisions of an act entitled an act to amend several acts now in force regulating the fees of magistrates and constables in this State, so far as relates to the counties of Bibb, Richmond, Monroe and Lee, and provide the mode of collecting the same, approved January 22d, 1852, so as to include the magistrates and constables of the county of Muscogee, and to provide for the collection of the same.

Also, an act to alter and amend an act to incorporate Washington Institute, a high school organized by an association of Baptist churches, known as the Washington Association, and located in Hancock county, and incorporate trustees for the same, and to change the name of the village of Buffalo, in said county, and for other purposes, assented to December 13th, 1858.

Also, an act to amend an act entitled an act to appropriate money to pay D. B. Sanford to bring up the unfinished business of the late clerk of the Supreme Court, R. E. Martin, deceased, approved 6th March, 1866.

Also, an act to incorporate the Buena Vista Manufacturing Company, in the county of Baldwin.

Also, an act to alter and amend the second section of an act entitled an act to alter and amend an act incorporating the trustees of Christ Church, in the city of Augusta, and to change the name thereof to the First Presbyterian Church, of the city of Augusta, assented to December 29th, 1836.

Also, an act to incorporate the town of Bascom, in the county of Screven, to appoint commissioners for the same, and for other purposes.

Also, an act to amend section 3624 of the Code of Georgia.

Also, an act to incorporate the Savannah, Skidaway & Seaboard Railroad Company.

Also, an act to amend section 3530 of the Code of Georgia.



Also, resolution in relation to Wellborn's Pamphlet, Public Laws, etc.

Also, an act to add an additional section to an act amendatory of the law relating to the establishment of lost papers, approved 7th March, 1866.

Also, an act to amend the Penal Code.

Also, an act for the relief of A. Carnes and S. W. Peck, of the county of Cherokee.

Also, an act to amend an act entitled an act to amend the act incorporating the city of Thomasville, and to grant certain privileges to the same, approved March 6th, 1856, so far as regards the first section of said act.

Also an act for the relief of Nancy E. Hancock.

Also, an act to make it a misdemeanor to hunt with fire arms, or a dog, on the Sabbath day, in certain counties in this State therein named.

Also, a resolution in reference to Irwin's Code.

Also, an act to enable the city of Columbus to maintain a public school in said city, and to use the lot known as the Female Academy lot building for the same.

Also, an act to incorporate the Gainesville & Dahlonega Railroad Company, and for other purposes.

Also, an act to incorporate an insurance company, in the city of Bainbridge, to be called the National Insurance Company.

Also, an act to incorporate the Atlanta Manufacturing and Mining Company.

Also, an act to incorporate the Kellog Gold Mining and Manufacturing Company.

Also, an act to authorize the City Council of Savannah to lay down and construed carriage railways in the streets of Savannah, and to operate and work the same either directly for the corporation of Savannah or by contract or agreement with other persons and for other purposes in this act mentioned.

The House took up the Senate amendment to the resolution requesting Congress to establish an assayers office, etc., and concurred in the same.

House recessed from its amendment to the Senate bill to provide for the filling of the office of Judges of the Superior Court and Solicitors General in cases where, on the day fixed by the Constitution for said elections, there is no majority vote cast.

Mr. RIDLEY, from the Committee on Finance, submitted the following report :

*Mr. Speaker:* The Finance Committee report that they have examined the books and accounts in the Comptroller's office. They find the books elegantly kept, clean, and so

thoroughly systematized, that every entry is easily understood.

The balances and various accounts are plainly and accurately made to distinctly appear. We but do our duty when we say that the books are highly creditable to that officer and his efficient clerk. They invited close examination and strict scrutiny. We complied with this request, and the result is entirely satisfactory in every particular.

The same examination was made in the office of the Treasurer. His books compared with great accuracy to the amounts against him in the Comptroller's office. These books are also well and accurately kept. The balance sheet in the Comptroller's office required that the sum of \$319,369.28½ should be in the Treasury. We found that sum there, consisting of certificates of deposits in the city of New York, Augusta, Macon and Savannah, together with greenbacks and National currency in the vaults.

We suggest the following recommendation in reference to the examination of these offices: That, at the organization of each Legislature, the President of the Senate shall appoint one and the Speaker of the House two persons who shall constitute a committee to discharge this duty within ten days' after their appointment.

R. A. T. RIDLEY,

*Chairman pro tem., Finance Committee.*

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have passed by a constitutional majority, (yeas 19, nays 5,) over the veto of his Excellency, the Governor, the bill of the Senate to amend section 3d, article 4th, of the Revised Code of Georgia.

The House took up said bill and put the same upon its passage, and a two-third vote being necessary to its passage, the ayes and noes were required to be recorded, and resulted in ayes 58, noes 38.

Those voting in the affirmative are Messrs.

Alexander,	Frost,	McWhorter, of
Atkinson,	Gibson,	Greene,
Baker,	Glenn,	McWhorter, of
Brown, of Houston,	Green,	Oglethorpe,
Bulloch,	Gross,	Morrow,
Byington,	Harden,	Montgomery,
Cabaniss,	Hargett,	Peebles,
Carter,	Hill,	Pickett,
Davenport,	Hudson,	Pottle,
Dixon, of Macon,	Johnston, of Pierce,	Ragsdale,
Dodds,	Kibbee,	Redwine,
Durham,	McCullough,	Ridley,
Edge,	McDowell, of Heard,	Rogers,
Evans,	McDowell, of Pike,	Russell, of
French,	McLendon,	Chatham,

Sale,	Swann,	Willis,
Speer,	Tench,	Williams, of Bryan.
Stallings,	Thomas,	Williams,
Stanfield,	Tucker,	of Bulloch,
Stewart,	Watkins,	Winningham.
Sumner,	Wilburn,	

Those voting in the negative are Messrs.

Barnes,	Hicks,	Quillian,
Boyd,	Hockenhull,	Rhodes,
Brock,	Hughes, of Union,	Robinson, of
Burch,	Johnston, of	Laurens,
Candler,	Forsyth,	Sims, of Bartow,
Dart,	Jones, J. B.,	Smith, of Hancock,
Dickson, of Walker,	of Burke,	Snead,
Dodson,	Jones, J. J.,	Stapleton,
Dorsey,	of Burke,	Umphrey,
DuBose,	McCutchen,	Usry,
Ellington,	McComb,	Wicker,
Fincannon,	Mitchell, of	Williams, of Dooly,
Gartrell,	Gwinnett,	Wilkerson.
Gunnells,	Moughon,	Woods, of Floyd,
		Woods, of Morgan.

Ayes 58 ; nays 38. So the bill was lost.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have concurred in the amendments of the House of Representatives to the resolution of the Senate authorizing the Superintendent of the Western & Atlantic Railroad to establish through rates of freights to Rome.

The Senate have disagreed to the following resolution of the House of Representatives, to-wit :

A resolution requiring the Superintendent of the Western & Atlantic Railroad to redeem certain change bills.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker :* The Senate have concurred in the amendment of the House of Representatives to the resolution of the Senate requesting his Excellency, the Governor, to issue his proclamation in reference to the line between the State of Georgia and Florida.

The Senate have rejected the bill of the House of Representatives to reduce the bond of the sheriff of Baker county.

Mr. MOSES offered a resolution explanatory of the time when the statute of limitations recommend to run after the close of the late war, which, on motion, was indefinitely postponed.

Mr. McCOMB, of Baldwin, offered the following resolution, which, on motion, was taken up, read and adopted :

*Resolved*, That the thanks of this House are due, and are hereby tendered, to Colonel B. W. Frobel for the economical and handsome manner in which he fitted up the halls of the Senate and House of Representatives.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker* : The Senate have agreed to a resolution appointing a committee of three from each branch of the General Assembly to wait upon his Excellency, the Governor, and to inform him that both branches thereof having disposed of the business before them, are ready to adjourn *sine die*, and to ascertain from him whether or not he has any communication to make to either branch thereof ; and have appointed as the committee on their part, Messrs. Redding, Gresham and Owens.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, and ready for the signature of the Speaker of the House of Representatives and President of the Senate, the following acts and resolutions, to-wit :

A resolution relative to the accounts of B. B. Amos, late freight agent of the Western & Atlantic Railroad.

Also, a resolution in reference to the McIntosh Reserve and other reserves.

Also, resolution requesting Congress to appoint an Assayer.

Also, an act for raising a revenue for the political year 1867, and to appropriate money for the government during said year, and to make certain special appropriations, and for other purposes therein mentioned.

Also, an act to create a new judicial circuit, to be called the Atlanta Circuit, and for other purposes.

Also, an act to give landlords a lien upon the crops of tenants, for stock, farming utensils and provisions furnished such tenants for the purpose of making their crops, and to give factors and merchants a lien, etc.

The following message was received from the Senate through Mr. Weems, their Secretary, to-wit :

*Mr. Speaker* : The Senate have agreed to the resolution of the House of Representatives allowing the Secretary of the Senate and Clerk of the House of Representatives fifteen days in which to bring up the unfinished business of their respective offices.

Mr. McCULLOUGH, chairman of the Committee on Enrollment, reported as duly enrolled, signed by the President of the Senate, and ready for the signature of the Speaker of the House of Representatives, the following acts, to-wit :

An act in relation to the New Orleans, Mobile & Chatta-

nooga Railroad Company, a corporation of the State of Alabama, and authorizing and empowering said Company to exercise and enjoy its corporate powers and franchises in the State of Georgia, and to consolidate with the Wills Valley Railroad Company, upon certain conditions.

Also, a resolution commendatory of the Southern University series of school text books.

A resolution in reference to the issuing of new bonds for coupons now due on the sterling bonds issued in 1838 and due in 1868.

A resolution to secure a prompt distribution of the laws and Journals of the General Assembly.

A resolution to authorize the Superintendent of the Western & Atlantic Railroad to investigate and adjust the claim of H. D. Cothran, administrator of James Sproulls, deceased, to a certain portable steam engine, now in possession of said Road at Grayville.

A resolution authorizing the Superintendent of the Western & Atlantic Railroad to establish through rates on freights to Rome, Georgia.

A resolution appointing a committee to examine and report upon a work on Parliamentary Law, prepared by John B. Weems, Esq.

An act to provide for the filling the office of Judges of the Superior Court and Solicitor General, in cases where, on the day fixed by the Constitution for said elections, there is no majority vote cast.

Also, a resolution in reference to a line between Georgia and Florida.

The following message was received from the Senate, through Mr. Weems, their Secretary, to-wit:

*Mr. Speaker:* I am instructed by the Senate to inform the House of Representatives, that they have completed the business before them, and are now ready to adjourn *sine die*.

On motion of Mr. McWHORTER, of Greene, a committee, consisting of McWhorter, of Greene, Rogers and Willis, was appointed to wait upon his Excellency, the Governor, and inform him that both branches of the General Assembly having disposed of the business before them, are now ready to adjourn *sine die*, and to ascertain whether or no he has any other communication which he desires to make.

Mr. McWHORTER, from said committee, reported that the committee had discharged the duty assigned it, and was informed by his Excellency that he has no further communication to make.

On motion of Mr. McWHORTER, of Greene, the House adjourned *sine die*.

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